



**Public Meeting Room A
Delta Administration Building
7710 West Saginaw Highway
Lansing, MI 48917**

**TOWNSHIP BOARD
REGULAR MEETING
AGENDA
November 18, 2013
6:00 P.M.**

- I. CALL TO ORDER**
- II. OPENING CEREMONIES – Pledge of Allegiance**
- III. ROLL CALL – Members:** Supervisor Ken Fletcher, Clerk Mary Clark, Treasurer Howard Pizzo, Trustees Dennis Fedewa, Jeff Hicks, R. Douglas Kosinski, Karen Mojica
- IV. PRESENTATIONS AND PROCLAMATIONS**
- V. SET/ADJUST AGENDA**
- VI. PUBLIC HEARINGS**
- VII. COMMUNICATIONS**
- VIII. PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA (*maximum two minutes*)**
- IX. INTRODUCTION OF ORDINANCES**
 - 1. Introduction of Zoning Ordinance Amendments, Non-Conforming Uses, Buildings & Structures, Case No. 10-13-19**

The Community Development recommends that the Delta Township Board introduce amendments to the Delta Township Zoning Ordinance identified as Case No. 10-13-19. The proposed amendments pertain to non-conforming uses, buildings and structures.
- X. PASSAGE OF ORDINANCES**
 - 2. Adoption of Proposed Zoning Ordinance Amendments Pertaining to Pets, Livestock and Wild Animals**

The Community Development recommends that the Township Board deny the proposed Zoning Ordinance text amendments submitted by Nicole Schuiling pertaining to Pets, Livestock, and Wild Animals.
- XI. CONSENT AGENDA** – Anyone may request item/s to be pulled from the consent agenda for discussion. If left on the consent agenda, the items will be voted on by a roll call vote of the Board en masse. Then, the individual item/s will be discussed and voted upon.

November 18, 2013 / TOWNSHIP BOARD AGENDA
CHARTER TOWNSHIP OF DELTA

3. **Bills and Financial Transactions**
\$2,415,830.57
4. **Minutes**
November 4, 2013 Regular Board Meeting Minutes
November 11, 2013 Committee of the Whole Meeting Minutes
5. **Full-Time Salary Schedule Adjustments**
The Manager's Office recommends that the Township Board approve a 1% wage adjustment for current full-time employees and Manager Watkins.
6. **Part-Time Salary Schedule Adjustments**
The Manager's Office recommends that the Township Board approve a 1% wage adjustment for current part-time employees.
7. **Resolution to call for action by the Michigan Legislature and Governor to amend the Elliott-Larsen Civil Rights Act**
Trustee Fedewa recommends that the Township Board adopt the Resolution to call for action by the Michigan Legislature and Governor to amend the Elliott-Larsen Civil Rights Act.

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA

XIV. ITEMS OF BUSINESS

XV. MANAGER'S REPORT

XVI. COMMITTEE OF THE WHOLE

8. **2014 HealthCare Discussion**, Jeff Anderson
9. **Strategic Plan and Implementation Strategies**, Richard Watkins and Jen Roberts

XVII. PUBLIC COMMENTS (*maximum five minutes*)

XVIII. ADJOURNMENT

CHARTER TOWNSHIP OF DELTA

MARY R. CLARK, TOWNSHIP CLERK

Phone (517) 323-8500

Individuals with disabilities requiring auxiliary aids or services who are planning to attend Township meetings or hearings should contact the Clerk's Office by writing or calling in advance (323-8500) to inform them of the date of the meeting/hearing that will be attended. Copies of minutes may be purchased or viewed in the Clerk's Office from 8 a.m. to 5 p.m., Monday through Friday.

November 12, 2013

To: Township Board, Delta Charter Township

From: Mark Graham, Community Development Department

Subject: Zoning Ordinance Amendments, Non-Conforming Uses, Buildings & Structures,
Case No. 10-13-19

Chronology

April 16, 2013

The ZBA granted Todd Freese permission to build a new home on his industrially zoned property at 4711 W. Mt. Hope Highway. The ZBA requested that staff inform the Township Board of issues related to the 24 non-conforming single family homes in the industrial tract and seek direction as to how to proceed.

May 6, 2013

The Township Board discussed the various issues related to non-conforming homes on industrially zoned parcels. The general consensus of the Board was that these issues should be addressed.

June 25, 2013

Township Attorney Gordon Van Wieren provided a legal analysis of the issues related to non-conformities and suggested several zoning ordinance amendments.

September 9, 2013

Mark Graham appeared at the Township Board's Committee of the Whole meeting and reviewed proposed zoning ordinance amendments pertaining to non-conformities. The general consensus of the Township Board was to support sponsorship of the amendments.

September 16, 2013

The Township Board passed a resolution sponsoring zoning ordinance amendments pertaining to non-conformities.

November 11, 2013

The Planning Commission held a public hearing regarding zoning ordinance amendments pertaining to non-conformities.

November 18, 2013

The Township Board is scheduled to introduce the proposed non-conformities amendments.

Proposed Amendments

Section 24.1.0 PURPOSE.

- A. It is the purpose of this Chapter to provide regulations governing lots, buildings, structures and the uses thereof, which were legal before this Ordinance was adopted, or amended, including legal non-conforming lots, uses, buildings and structures, that would be prohibited, regulated or restricted under the provisions of this Ordinance. It is the intent of this Chapter to permit these buildings and structures, herein referred to as non-conformities, to remain until the non-conformity is **abandoned**, discontinued, **significantly damaged**, **destroyed**, or removed.
- B. These non-conformities are declared by this Ordinance to be incompatible with the uses and buildings and structures lawfully permitted by this Ordinance. The regulations contained in this Chapter are designed to ensure that such non-conformities will be properly regulated so as to result in a minimum of disharmony in the districts in which they are located.
- C. **It is the intent of these regulations to gradually eliminate non-conforming uses and structures over time.**
- D. **The tenancy, ownership, or management of any non-conforming use or non-conforming structure, may change without altering the legal status of the non-conforming use or non-conforming structure.**

Section 24.2.0 NON-CONFORMING USES.

- ~~D. Non-conforming uses shall not be reestablished if abandoned for a period of greater than ninety (90) consecutive days.~~
- D. **When a legal nonconforming use has been discontinued for the continuous period of one (1) year or for eighteen (18) months during any three (3) year period, such discontinuation shall be considered conclusive evidence of an intention to legally abandon the nonconforming use. At the end of this period of abandonment, the nonconforming use shall not be reestablished, and any future use shall be in conformity with the provisions of this Ordinance. Prior to termination of a nonconforming use due to abandonment or discontinuation, the Township Zoning Administrator shall provide written notice of the Township's intent to terminate such nonconforming use to the property owner identified in the Township's most recent property tax rolls, by personal delivery or by first class mail. Said notice shall provide the date, time and place when the Township Board will hold a public hearing on the question of such abandonment or**

discontinuance with a final determination being made by the Township Board. Factors that the Township Board shall consider when determining whether there was intent to abandon the nonconforming use include, but shall not be limited to:

- (1) The length of time the use has ceased.**
- (2) The disconnection of utility services.**
- (3) The removal of buildings and structures.**
- (4) The lack of normal maintenance of buildings and grounds.**

Section 24.3.0 NON-CONFORMING BUILDINGS AND STRUCTURES.

~~C. Reestablishment of Non-Conforming Uses, Buildings or Structures:~~

- ~~(1) Non-conforming uses, buildings, or structures shall not be reestablished in their non-conforming condition after damage or destruction of the non-conforming building or structure if the estimated expense of reconstruction exceeds fifty percent (50%) of the appraised replacement cost, exclusive of foundations. The estimated expense of reconstruction shall be determined by the Township Building Official. Persons aggrieved by the determination of estimated replacement cost by the Building Official may appeal such determination to the Zoning Board of Appeals.~~
- ~~(2) In cases where such cost does exceed fifty percent (50%), the non-conforming building or structure shall not be replaced unless the Board of Appeals shall find:
 - ~~(a) That such rebuilding or restoration will not substantially extend the probable duration of such non-conforming use, or;~~
 - ~~(b) That circumstances are such that the land previously occupied by such non-conforming use cannot then be reasonably used for a permitted use in that zone district.~~~~
- ~~(3) No nonconforming use, building or structure shall be moved in whole or in part to another location unless such use, building or structure complies with all of the applicable site development standards and other provisions of this Ordinance.~~

C. Any non-conforming structure or structure housing a non-conforming use that is damaged by fire, flood, wind, or other Acts of God in excess of the structure's pre-catastrophe state equalized value (SEV), as determined by the Township Assessor, shall not be rebuilt, repaired, or reconstructed, except in complete conformity with the provisions of this Ordinance. In the event that the damage is less than the

structure's pre-catastrophe state equalized value, as determined by the Township Assessor, the structure may be restored to its pre-catastrophe status. Such restoration shall take place only upon approval of the Building Official and all construction shall be in full compliance with applicable provisions of this Ordinance and applicable Township codes.

- D. ~~No~~ A non-conforming use, building or structure shall not be moved in whole or in part to another Township location unless such use, building, or structure complies with all of the applicable site development standards and other provisions of this Ordinance.**
- E. Nothing in this Ordinance shall prohibit the repair or maintenance of a non-conforming building or structure to correct deterioration, obsolescence, depreciation and wear.**

Proposed Motion

"I move that the Delta Township Board introduce amendments to the Delta Township Zoning Ordinance identified as Case No. 10-13-19. The proposed amendments pertain to non-conforming uses, buildings and structures. The Township Clerk is hereby directed to advertise this introduction in local newspapers. Final action on the proposed amendments is scheduled for December 2, 2013 by the Township Board."

C:\rpt\amend\Non-Conforming Uses Intro

October 31, 2013

To: Delta Charter Township Board

From: Mark Graham, Community Development Department

Subject: Final Consideration of Case No. 8-13-16, Zoning Ordinance Amendments
Pertaining to Wild Animals, Livestock & Household Pets

Chronology

August 19, 2013 Nicole Schuiling filed an application to amend the text of the Delta Township Zoning Ordinance being Case No. 8-13-6. The amendments pertained to wild animals, livestock & household pets.

September 3, 2013 The Township Board referred Case No. 8-13-6 to the Planning Commission for the purpose of conducting a public hearing & providing a recommendation.

October 14, 2013 The Planning Commission held a public hearing on Case No. 8-13-6. The Commission voted 7-0 to recommend denial of the proposed amendments. The Commission unanimously passed an optional motion recommending that the Township's Code of Ordinances be amended to permit miniature pigs via a licensing procedure.

October 21, 2013 The Township Board introduced Case No. 8-13-6 and tentatively set a date of November 4, 2013 for final action on the proposed ordinance amendments.

November 4, 2013 The Township Board is scheduled to take final action on Case No. 8-13-6.

Attachments

- Staff Report dated September 23, 2013 regarding Case No. 8-13-16. The staff report contains the amendments as submitted by Nicole Schuiling with staff comments. The staff report contains an alternative option to regulate miniature pigs as well as 11 appendices.

- Summary Record of the Planning Commission Public Hearing regarding Case No. 8-13-16.

Proposed Motion regarding Case No. 8-13-6

As recommended by the Delta Township Planning Commission:

“I move that the Delta Township Board deny the Zoning Ordinance Text Amendments (Case No. 8-13-6) requested by Nicole Schuiling pertaining to pets, livestock and wild animals for the following reasons:

- 1. The proposed text amendments as written would classify almost any type of animal as a companion animal and would therefore allow a wide range of pets within residential zoning districts. These animals could have characteristics which would negatively impact the peace, health and safety of residential areas.**
- 2. The proposed definitions could be difficult for the public to interpret and the Zoning Administrator to enforce.”**

**OPTIONAL MOTION PASSED BY THE PLANNING COMMISSION
FOR THE TOWNSHIP BOARD'S CONSIDERATION**

At the October 14, 2013 Planning Commission meeting unanimously passed a motion recommending that the Township Board initiate amendments to the Township Zoning Ordinance pertaining to miniature pigs. The optional Miniature Pig amendments are found in Mr. Gruba's October 14, 2013 staff report. In the opinion of staff, the Township Board has the following options regarding the Planning Commission's secondary recommendation:

Option 1

Do Nothing

Option 2

"I move that the Delta Township Board acknowledge receipt of the Planning Commission's alternative motion of October 14, 2013 recommending zoning ordinance amendments pertaining to miniature pigs. Further, the Board hereby requests that staff proceed to initiate the zoning ordinance amendments recommended by the Planning Commission regarding miniature pigs."

Option 3

"I move that the Delta Township Board acknowledge receipt of the Planning Commission's alternative motion of October 14, 2013 recommending zoning ordinance amendments pertaining to miniature pigs. However, the Board does not support initiating amendments to the Zoning Ordinance regarding miniature pigs at this time."

Summary Record of Public Hearing for Case No. 8-13-16, Proposed Zoning Ordinance Amendments pertaining to Pets, Livestock and Wild Animals.

Members in attendance: Schweitzer, Cascarilla, Laforet, Lathrop, MacLaren, McConnell, and Mudry.

Members absent: Gabriel & Ruswinckel.

Assistant Planner Chris Gruba provided the Commission with a review of the request by noting that on August 19, 2013, Nicole Schuiling submitted an application for Zoning Ordinance Text Amendments pertaining to pets, livestock, and wild animals. She filed the application after the Zoning Board of Appeals upheld the Township's Zoning Administrator's interpretation that the Zoning Ordinance defined pot belly pigs as livestock and that Ms. Schuiling would not be permitted to keep her pot belly pig on her residentially zoned property as a pet. Mr. Gruba pointed out that the text amendments included changes to the definitions of pets, livestock, and wild animals, as well as amendments to Section 3.17.0, the keeping of animals. He noted that the staff report provided extensive research staff had conducted regarding pets and exotic animals and the fact that the only municipality in the State that staff had found that governed pot belly pigs was the City of Midland. It was noted that the staff report offered recommendations for approval or denial of the proposed ordinance language, as well as an option for a pot belly pig ordinance staff had drafted that was a combination of the City of Midland's ordinance and an ordinance that was adopted in Riverside, California. Mr. Gruba indicated that staff had drafted a separate pot belly pig ordinance due to concerns with administering and enforcement of the proposed language and staff felt that if amendments were made to the Zoning Ordinance to allow pot belly pigs, the proposed ordinance would be more enforceable.

Mr. McConnell understood staff as saying that the Planning Commission could recommend approval or denial of the proposed text amendments to the Zoning Ordinance and act separately on proposed ordinance language pertaining to miniature pigs.

Mark Graham, Community Development Director, felt this case was somewhat different in that the Commission would be recommending approval or denial of a proposed text amendment that had been sponsored by an individual party instead of the Township. He said a recommendation for approval of the proposed text amendments would be forwarded to the Township Board for final action, but if a recommendation was made for denial, staff wanted to offer the option of recommending amendments to the Code of Ordinances that would specifically allow pot belly pigs.

Mr. Schweitzer asked if the applicant wanted to speak on this matter.

Nicole Schuiling, 4513 Cranberry Ct., asked the Commission if they had read through the materials that had been provided to them in their packet of information. Ms. Schuiling also noted that she didn't have anything to add at this time.

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Mr. Schweitzer informed Ms. Schuiling that the Commission had been provided with several documents that they had had sufficient time to review.

Ms. Laforet asked if Ms. Schuiling had any objections with the Commission recommending denial of her application to amend the Zoning Ordinance and recommending approval of staff's proposal for Code of Ordinance amendments that specifically addressed pot belly pigs.

Ms. Schuiling said she didn't have any objections to approving the Code of Ordinance amendments recommended by staff and that her main goal was to be able to keep her pet pot belly big.

Ms. Cascarilla inquired about the keeping of pot belly pigs.

Ms. Schuiling said the keeping of pot belly pigs was very similar to caring for a pet dog and that pot belly pigs were not treated as livestock as people would think. She indicated that pot belly pigs were clean animals and that her pet was neutered. Ms. Schuiling noted that someone else was caring for her pot belly pig at the present time and that it had been very hard on her family to get rid of their pet.

Ms. Laforet said as a member of the Zoning Board of Appeals, she had learned a lot about pot belly pigs. She noted that after researching this matter further, she had found that while technically pot belly pigs were considered swine, they were only bred for domestic use.

Ms. Schuiling noted that pot belly pigs were smart animals that bonded with their families and they became very attached to their owners.

Ms. Laforet said during the Zoning Board of Appeals discussion on this matter, it was realized that there would not only be an issue with pot belly pigs, but that service animals would also become an issue at some point in time which was why the Zoning Board of Appeals felt it was necessary to send this matter to the Township Board for their consideration of possibly amending the Zoning Ordinance to allow pot belly pigs. Ms. Laforet noted that the Township Board chose not to amend the definition of household pets in the Zoning Ordinance and subsequently, Ms. Schuiling submitted an application to amend the text of the Zoning Ordinance. Ms. Laforet felt having an all inclusive ordinance would be much more thorough so that this matter wouldn't have to be readdressed.

Gary Bozek, Assistant Community Development Director, pointed out that the Code of Ordinance amendments staff had proposed would only address pot belly pigs.

Mr. McConnell asked the applicant why someone would choose a pot belly pig as a pet.

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Ms. Schuiling said several years ago, her son wanted a pot belly pig; she had researched the animal and found that they made really good pets. She said that she had spoken to people who owned pot belly pigs and was told that once you owned a pot belly pig, you would always own one because they were very intelligent animals that bonded well with their owner.

Mr. McConnell inquired about Ms. Schuiling's neighbors and their perspective on pot belly pigs.

Ms. Schuiling said it was her goal to have all of her neighbors attend this evening's meeting because they were all very supportive of her.

Mr. Mudry said he had realized that he and his neighbor were in violation of the Zoning Ordinance because his neighbor used to have a pot belly pig and his daughter had a house rabbit. Mr. Mudry said during his research on this matter, he had contacted his neighbor to inquire whether or not they would recommend a pot belly pig as a pet and they informed him that they needed a lot of love and care and that they had made the mistake of not getting their pig neutered. Mr. Mudry noted that he had also contacted veterinarians on this issue and they were adamant that pot belly pigs needed to be neutered in order to eliminate any aggressiveness as they got older. He was also informed by the veterinarian that he had never experienced a case of Mersa involving swine. However, he noted that the veterinarian had recommended that a 120 pound pig was too large and that they recommended a weight limitation of 60 to 70 pounds mainly because the animal would be easier to catch if it got loose. Mr. Mudry said he was also informed by the veterinarian that the popularity of pot belly pigs was dwindling except for in the agricultural zoned areas.

MOTION BY MCCONNELL, SECONDED BY MUDRY, THAT THE PUBLIC HEARING BE CLOSED. VOICE VOTE. CARRIED 7-0.

MOTION BY MCCONNELL, SECONDED BY LATHROP, THAT THE DELTA TOWNSHIP PLANNING COMMISSION RECOMMEND DENIAL OF THE ZONING ORDINANCE TEXT AMENDMENTS REQUESTED BY NICOLE SCHUILING REGARDING PETS, LIVESTOCK AND WILD ANIMALS FOR THE FOLLOWING REASONS:

- 1. THE PROPOSED TEXT AMENDMENTS, AS WRITTEN, WOULD CLASSIFY ALMOST ANY TYPE OF ANIMAL AS A COMPANION ANIMAL AND WOULD THEREFORE ALLOW A WIDE RANGE OF PETS WITHIN RESIDENTIAL ZONING DISTRICTS. THESE ANIMALS COULD HAVE CHARACTERISTICS WHICH WOULD NEGATIVELY IMPACT THE PEACE, HEALTH, AND SAFETY OF RESIDENTIAL AREAS.**

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**2. THE PROPOSED DEFINITIONS COULD BE DIFFICULT FOR THE PUBLIC
TO INTERPRET AND THE ZONING ADMINISTRATOR TO ENFORCE.**

ROLL CALL VOTE. CARRIED 7-0.

Mr. McConnell questioned how the Township would monitor a given weight limit.

Mr. Gruba said weight limits would be monitored annually in conjunction with the licensing of the animal when examined by a veterinarian.

Mr. Lathrop questioned if the County regulated the weight of dogs.

Mr. Gruba said the weight of dogs was not regulated.

Mr. MacLaren questioned how the City of Midland came up with the 120 pound weight limit that was contained in their ordinance and why the size of the animal was based on weight. Mr. MacLaren indicated that he would be more comfortable specifying a height limitation.

It was noted that the recommended weight was provided by the Pot Belly Pig Association.

Mr. Graham mentioned that staff had found an ordinance that made reference to the height of a pig. He expressed concerns with having to enforce a specified weight limit. Mr. Graham noted the possibility of having to inform an owner from year to year that they may need to get rid of their pet if it exceeded the weight limitation during their annual licensing exam. He said several of the ordinances he had read stipulated that the pig shall not exceed 120 pounds at maturity.

Ms. Schuiling noted that a pig reached maturity at two years of age.

Mr. Graham said he was concerned about lowering the weight limitation to 60 or 70 pounds and that he would feel more comfortable with the 120 pound standard and he noted that the Zoning Ordinance could be amended if it became a problem.

Ms. Laforet said she agreed with Mr. Graham that placing a weight restriction lower than 120 pounds would necessitate the Township having to revisit this issue again. She questioned how much an average pig weighed.

Ms. Schuiling said it depended on the breed of the pig and that there were several different breeds similar to dogs. However, she noted that most pot belly pigs usually weighed between 70 to 75 pounds at two years of age.

Ms. Cascarilla said she wanted to clarify the distinction between miniature pigs and pot belly

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pigs.

Mr. Mudry said everything that he had read stated that miniature pigs was a misnomer because there was a large weight difference within the classifications, but that they were now being called mini-pigs which was a smaller breed.

Mr. Gruba said there was no difference between a family genus species of pot belly pigs as a regular pig and that it was the same thing and that it was just the type of breed. However, he noted that staff couldn't draft an ordinance that included the term "genus class species" and still be able to regulate it.

Mr. Graham said he would also like to recommend that the ordinance mandate the removal of tusks from male pigs over the age of two years.

Ms. Schuiling noted that pigs that are neutered did not grow tusks. However, the possibility exists that someone could bring an older unneutered pig in the Township which could grow tusks.

Mr. Graham said in order for the Code of Ordinance to be user friendly, he would like to recommend that a reference be placed in the Zoning Ordinance informing the reader that there are miniature pig regulations in another ordinance. Mr. Graham also recommended that the proposed Code of Ordinance amendments be reviewed by the Township Attorney.

Mr. McConnell questioned if staff would deal with other species of animals incrementally as they surfaced and develop language for those specific animals.

Mr. Graham said he wanted to publically thank Ms. Schuiling for going the extra step and attempting to include other animals in her proposed Zoning Ordinance language such as companion animals, support animals, and all of the issues that had arisen over the past several months. He noted that staff was taking a far easier approach and not addressing all of the issues but instead they recommended focusing our efforts on Ms. Schuiling's particular situation. He noted that staff needed more time at this point and he felt it would be better to address some of these issues when they arise on a case by case basis. Mr. Graham didn't feel that therapy animals would be a major issue because service animals were allowed in the home, but he noted that one of the concerns he had was with miniature horses and that more people were adopting miniature horses as service animals because they lived a lot longer than dogs. Mr. Graham noted that he was concerned about the clause that would limit a homeowner to a combination of three pets.

Discussion took place regarding the regulation of animals and the fact that cats were not regulated and that people could have as many as they wanted.

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Mr. Schweitzer said he was in favor of the proposed Code of Ordinance amendments and he was looking forward to the fact that the Commission was going to be charged with working on the Zoning Ordinance and could address other animals in the future.

Mr. Graham reminded Commissioners that monies have been budgeted next year to perform a review of the Zoning Ordinance and that hopefully these other issues could be addressed at that time.

MOTION BY MACLAREN, SECONDED BY MCCONNELL, THAT THE DELTA TOWNSHIP PLANNING COMMISSION RECOMMEND APPROVAL OF THE CODE OF ORDINANCE TEXT AMENDMENTS DRAFTED BY STAFF REGARDING POT BELLY PIGS AS FOLLOWS:

**Chapter 43
Miniature Pigs
Article I. In General**

Section 43-1. Definitions

“Miniature pig” means a domesticated miniature Vietnamese, Chinese or Asian pot-belly pig not exceeding a weight of **120** pounds at maturity.

Section 43-2. General Regulations

- a. Miniature pigs may be kept or housed on a non-commercial basis only in the NR, A1, A2, RA, RB and RC Zoning Districts.
- b. A miniature pig shall reside in the residence of the owner as a pet and shall not be kept outdoors with exception of periods for exercise and for elimination of waste. It shall be unlawful for the owner of any miniature pig to permit such animal to run at large. Any miniature pig shall be deemed to be running at large unless on a leash, under control of an accompanying person or confined within a motor vehicle, building, fence, or other enclosure of sufficient construction so as to prevent the miniature pig from escaping.
- c. It shall be unlawful for any person to maintain more than one miniature pig at one licensed premises. All locations where miniature pigs are kept shall be maintained in a clean and sanitary condition.
- d. It shall be unlawful for any person to maintain a miniature pig, which is:
 1. Not spayed or neutered upon reaching maturity
 2. Has not undergone a blood test to show the animal is free from pseudorabies.
 3. Maintained as a food source
 4. A male pig two years of age or older which hasn't had his tusks removed

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Article II. License

Section 43-3. License Required

- a. All miniature pigs kept within the Township shall be licensed annually by the Delta Township Clerk within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferrable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:
 - ii. A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.
 - iii. Payment of an annual fee as adopted by the Township Board.
 - iv. A miniature pig license shall continue to be valid until such time as:
 - 1. The annual renewal fee is not timely paid in accord with the license application.
 - 2. A current health certificate from a licensed veterinarian is not provided upon renewal.
 - 3. The miniature pig exceeds a weight of 120 pounds.
 - 4. The miniature pig is no longer maintained at the licensed location.
 - 5. The licensee no longer resides at the location stated in the license.
 - 6. The license is revoked.
- b. The Township Clerk may suspend or revoke any license once granted, or deny annual renewal thereof, when any provisions of this article have been violated. Prior to suspension or revocation of any license, or upon denial of an application or renewal thereof, written notice for such action shall be given to the owner of the miniature pig.
- c. The person aggrieved by the suspension of the license shall have the right to a hearing before the Township Board, provided that a written request thereof is filed with the Township Clerk within five days of the receipt of the notice of license suspension. The hearing shall be conducted by the Township Board within thirty days of receipt of the written request.

ROLL CALL VOTE. CARRIED 7-0.

Respectfully submitted,

Kim Laforet, Secretary

Minutes prepared by Anne Swink

DELTA TOWNSHIP PLANNING DEPARTMENT STAFF REPORT

ZONING ORDINANCE TEXT AMENDMENTS REGARDING PETS, LIVESTOCK AND WILD ANIMALS

PREPARED BY: Christopher Gruba, Planner
CASE NUMBER: 8-13-16
DATE: October 14, 2013

GENERAL INFORMATION

APPLICANT: Nicole Schuiling
4513 Cranberry Court
Lansing, MI 48917

REQUESTED ACTION: Request a Zoning Ordinance Text Amendment
regarding pets, livestock and wild animals.

On August 19, 2013, Nicole Schuiling submitted an application for a Zoning Ordinance Text Amendment that addresses language regarding pets, livestock and wild animals.

STAFF ANALYSIS – PROPOSED ZONING ORDINANCE TEXT AMENDMENT

The proposed Zoning Ordinance Text Amendment can be divided into two parts; changes and additions to the definitions section being section 2.2.0, and proposed changes to section 3.17.0 regarding the “keeping of animals”. Staff has reviewed each of the proposed changes and has offered an overview and comments. Proposed language is in italics.

EXISTING DEFINITION: (LIVESTOCK)

Animals including, but not limited to, horses, cattle, sheep, goats, swine, poultry and rabbits.

PROPOSED DEFINITION: (LIVESTOCK)

Any hooved animal (except domestic miniature pet pigs), any species of poultry or fowl, or any animal raised or kept for commercial purposes or to produce commodities such as food production, breeding, fiber, riding purposes, exhibition or sale.

Staff Comments:

The proposed “*hooved animal*” language would apply to horses, cattle, sheep, goats and swine, therefore covering the animals listed as livestock in the current definition. The

proposed “*any species of poultry or fowl*” is also redundant of the current definition. However, the proposed definition of livestock would not specifically include rabbits, unless they were used for “*food production or breeding*”. From an enforcement perspective, it would be difficult to prove that a rabbit or rabbits were being kept as pets and not for slaughter. Currently, rabbits are not permitted as pets within any residentially-zoned property. It is much easier to prove the existence of a rabbit on residential property than it is to prove why it’s being kept. Staff believes that the proposed “*or any animal raised or kept for commercial purposes or to produce commodities such as food production, breeding, fiber, riding purposes, exhibition or sale*” language could be difficult to enforce. The most important aspect of this change seems to be a more lenient or ambiguous attitude toward keeping rabbits.

EXISTING DEFINITION: (WILD ANIMAL)

Any animal not domesticated by humans or any animal which a person is prohibited from possessing by law. Wild animals shall include, but shall not be limited to, the following: Alligator (family), deer (family), opossum (family), badger, dog (wild family), primate excluding humans (family), bear, dog-wolf, raccoon, ferret, skunk, cat (wild family), lemur, spider (poisonous), coyote, lizard (poisonous), weasel (family), marten.

PROPOSED DEFINITION: (WILD ANIMAL)

Any animal, bird, reptile, insect or other creature not domesticated by humans and has normally existed in a natural environment wherein it hunts and/or gathers its food whether or not raised or kept in captivity or any animal that is poisonous, has the potential to cause bodily harm or property damage, or any animal which a person is prohibited from possessing by law.

Staff Comments:

In staff’s opinion, the proposed language would necessitate that the Zoning Administrator make a determination as to whether an animal is a “wild animal” based on whether it has been domesticated, food gathering, toxicity, danger to people and if there is a law prohibiting its possession. The existing “Wild Animal” definition may be flawed but it is much easier to administer.

PROPOSED NEW DEFINITIONS BY THE APPLICANT:

Domestic House Pet or Companion Animal: *A domesticated animal that has been developed to live in and about the habitation of humans, is trained, is dependent on humans for food and shelter and is kept for pleasure, support or therapy rather than utility or commercial purposes which is normally kept within a residence as part of the family household, or within the limits of a residential property, whether fenced or not, or which may temporarily be tethered out of doors, or which may be walked off the residential property when leased.*

Domestic Caged Pet: *A small domesticated animal that is dependent on humans for food and is kept for pleasure, support or therapy rather than utility or commercial purposes which is usually confined in a suitable cage or tank.*

Staff Comments:

The Zoning Administrator presently has a problem in administering the Zoning Ordinance because of a conflict between the terms “livestock” and “household pets”. Livestock is not a permitted use in residential zoning districts and livestock is defined as including “horses, cattle, sheep, goats, swine, poultry & rabbits”. Section 3.17.0 A of the ordinance permits household pets “including dogs, cats, fish, birds, hamsters and other animals generally regarded as household pets are permitted as an accessory use in any agricultural or residential district”. The Zoning Administrator has determined that a miniature pig is swine which is livestock which is not permitted in a residential district and the pig’s owner has argued that the pig is a household pet and is permitted.

The proposed definitions would address the miniature pig conflict because the definition of livestock specifically excludes miniature pigs. However, there are a number of animals that could still create problems for the Zoning Administrator. The Zoning Administrator is of the opinion that the following animals are not permitted in residential districts because they fall under the definition of livestock: miniature horse, goat, chickens. However, the owners of these animals could argue that these animals are domestic house pets or companion animals and thus are permitted in which case we’re back to the conflict that the Zoning Administrator is presently facing. Further, The Zoning Administrator must recognize section 1.3.0 A of the Ordinance which reads: “Where any condition imposed by any provision of this ordinance upon the use of any lot, building, or structure is either more restrictive or less restrictive than any comparable condition imposed by any other provision of this Ordinance or by the provision of any ordinance adopted under any other law, the provision which is more restrictive or which imposes the higher standard or requirement shall govern. In the “instant” case above the Zoning Administrator is of the opinion that he would have to determine that the miniature horse, goat & chickens constitute livestock and are not permitted.

In the opinion of the Zoning Administrator the conflict between “livestock” and “household pets” could be addressed by adding a paragraph 4 to the proposed section 3.17.0 (Household pets) which would read: “Household pets shall not include livestock and wild animals as defined by this ordinance”. However, such a clause would prohibit miniature horses as therapy animals, and goats, ferrets, skunks, chickens/geese, etc. as pleasure/support animals in residential districts. Such animals would be permitted in single family homes in agricultural zoning districts.

Domestic Miniature Pet Pig: *A breed of pig meeting the standards established by the North American Potbelly Pig Association, does not exceed a weight of 120 pounds at maturity, and is kept within a residence as part of the family household.*

Staff Comments:

- What are the standards of the North American Potbelly Pig Association? What if this association ceases to exist? What if the association changes its standards, what standards would apply?
- What is maturity for a pot-belly pig? Would a certification of weight of the animal by a veterinarian be required at the time of maturity?
- At maturity, does the Township attempt to remove the pig from the home if it exceeds 120 pounds?

EXISTING ORDINANCE LANGUAGE: (Keeping of Animals section 3.17.0)

A. Household Pets:

- 1) The keeping of household pets, including dogs, cats, fish, birds, hamsters and other animals generally regarded as household pets are permitted as an accessory use in any agricultural or residential district.
- 2) Except for single family dwellings in the NR and A1 Districts, no more than three (3) dogs, six months of age or older, shall be kept or housed in or at one (1) dwelling unit.

PROPOSED ORDINANCE LANGUAGE: (Keeping of Animals section 3.17.0)

A. *Household Pets:*

- 1) *The keeping of domestic house pets, companion animals, and domestic caged pets, are permitted as an accessory use in any agricultural or residential zoning district.*
- 2) *Except for single family dwellings in the NR and A1 Districts, no more than three (3) domestic house pets, six months of age or older, shall be kept or housed in or at one (1) dwelling unit.*
- 3) *All domestic miniature pet pigs shall be licensed annually by the Township Clerk Delta Township within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferrable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:*
 - a) *A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.*
 - b) *Payment of an annual fee of \$25.00.*

Staff Comments:

The proposed paragraph #1 utilizes the three new proposed definitions of “domestic house pet”, “companion animal” and “domestic caged pets”. Staff has noted several concerns related to these definitions.

The proposed paragraph #2 has largely remained the same, except that “dogs” has been replaced with “domestic house pets”. The term “domestic house pets” includes a wide variety of animals and would limit the total number of animals to three which the present ordinance doesn’t do. Homeowners are presently limited to 3 dogs but there are no limitations on the number of other pets such as cats, hamsters, parakeets, etc. Thus, the Zoning Administrator will be responsible for conducting an animal “census” at a property when a complaint is received.

The proposed paragraph #3 is entirely related to miniature pigs. If the Planning Commission and Township Board decide to permit miniature pigs as pets, staff recommends that amendments be made to the Township Code of Ordinance which follow.

Staff has raised several concerns regarding the proposed definitions of “domestic house pet or companion animal” and “domestic caged pet” and would not recommend their adoption until the issues are addressed.

ALTERNATIVE OPTION TO REGULATE MINIATURE PIGS

The proposed zoning ordinance amendments submitted by Nicole Schuiling apply to a wide variety of animals and pets. Staff is concerned that the proposed amendments could be difficult for the public to interpret, create challenges for the Zoning Administrator, and result in problems such as limiting the number of cats & dogs in a household to a total of three.

Staff suggests that if Township officials wish to permit miniature pigs in residential districts that the existing definition of livestock be amended to read as follows: “Livestock: Animals including, but not limited to, horses, cattle, sheep, goats, swine (except miniature pet pigs), poultry and rabbits”. In addition, staff suggests that if Township officials want to permit miniature pigs that you consider adoption of licensing regulations similar to those adopted by the City of Midland, Michigan.

Staff offers the following comments regarding miniature pet pig regulations:

1. Delta Township already provides specific regulations for other animals such as dogs & horses. Dogs are limited to 3 per household and a license is required. Horses are permitted only in agricultural zoning districts and are limited to one

- horse per acre. Thus, establishing specific regulations for miniature pigs is not unprecedented.
2. In the past when a licensing procedure is established the regulations appear in the Township's Code of Ordinances, **not** the Zoning Ordinance. Licenses are required for vending and carnivals and the regulations are provided in the Code of Ordinances. Zoning regulations are subject to referendums and variances, a licensing ordinance in the Code of Ordinances wouldn't be subject to referendums and variances.
 3. The proposed regulations which follow would be included in the Code of Ordinances. Staff recommends that a "cross reference" be provided in the Zoning Ordinance referring the reader to the Code of Ordinances for miniature pet pig regulations.
 4. The proposed regulations have not been reviewed by the Township Attorney which is standard practice prior to adoption.

Staff offers the following Option which would amend the Township's Code of Ordinances:

Chapter 43
Miniature Pigs
Article I. In General

Section 43-1. Definitions

"Miniature pig" means a domesticated miniature Vietnamese, Chinese or Asian pot-belly pig not exceeding a weight of **120** pounds at maturity.

Section 43-2. General Regulations

- a. Miniature pigs may be kept or housed on a non-commercial basis only in the NR, A1, A2, RA, RB and RC Zoning Districts.
- b. A miniature pig shall reside in the residence of the owner as a pet and shall not be kept outdoors with exception of periods for exercise and for elimination of waste. It shall be unlawful for the owner of any miniature pig to permit such animal to run at large. Any miniature pig shall be deemed to be running at large unless on a leash, under control of an accompanying person or confined within a motor vehicle, building, fence, or other enclosure of sufficient construction so as to prevent the miniature pig from escaping.

- c. It shall be unlawful for any person to maintain more than one miniature pig at one licensed premises. All locations where miniature pigs are kept shall be maintained in a clean and sanitary condition.
- d. It shall be unlawful for any person to maintain a miniature pig, which is:
 - 1. Not spayed or neutered upon reaching maturity
 - 2. Has not undergone a blood test to show the animal is free from pseudorabies.
 - 3. Maintained as a food source

Article II. License

Section 43-3. License Required

- a. All miniature pigs kept within the Township shall be licensed annually by the Delta Township Clerk within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferrable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:
 - ii. A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.
 - iii. Payment of an annual fee as adopted by the Township Board.
 - iv. A miniature pig license shall continue to be valid until such time as:
 - 1. The annual renewal fee is not timely paid in accord with the license application.
 - 2. A current health certificate from a licensed veterinarian is not provided upon renewal.
 - 3. The miniature pig exceeds a weight of 120 pounds.
 - 4. The miniature pig is no longer maintained at the licensed location.
 - 5. The licensee no longer resides at the location stated in the license.
 - 6. The license is revoked.

- b. The Township Clerk may suspend or revoke any license once granted, or deny annual renewal thereof, when any provisions of this article have been violated. Prior to suspension or revocation of any license, or upon denial of an application or renewal thereof, written notice for such action shall be given to the owner of the miniature pig.
- c. The person aggrieved by the suspension of the license shall have the right to a hearing before the Township Board, provided that a written request thereof is filed with the Township Clerk within five days of the receipt of the notice of license suspension. The hearing shall be conducted by the Township Board within thirty days of receipt of the written request.

APPENDICIES:

1. The proposed Zoning Ordinance Text Amendments as submitted by Nicole Schuiling
2. A September 18, 2013 letter from Township resident Barbara Rice at 4851 River Ridge regarding the text amendment. An article from the Lansing State Journal on September 17, 2013 regarding MRSA infections.
3. A list of state laws pertaining to exotic pets, hunting and trapping
4. Information from the North American Potbellied Pig Association regarding rabies
5. An article from Time magazine regarding companion animals
6. A list of permitted and non-permitted animals as per Delta Township's current regulations
7. A copy of the Eaton County Animal Control Ordinance
8. An internal memo from the Michigan Department of Community Health regarding bites or scratches from exotic animals, and the risk of rabies
9. Potbellied pig regulations for Midland, Michigan, Riverside, California and Waukesha, Wisconsin.
10. Results from a survey prepared by staff, given to surrounding communities regarding pets, livestock and wild animals
11. Email from Bradley Kaye, Director of Planning for Midland

OVERVIEW OF SURVEY RESULTS

On August 27, 2013, the Planning Division created a survey regarding pets livestock and wild animals and mailed it to Lansing, East Lansing, Lansing Township, Delhi Township, Grand Ledge, Williamston Township, Watertown Township, and Meridian Township. The purpose of the survey was to determine how adjacent communities regulate these three categories of animals. The survey also lists a number of animals and questions which of the animals are permitted as pets. Responses were

received from every community except Lansing Township. The responses to this survey were so varied and unstructured that attempting to tabulate the data in a table was impossible. Instead, staff has simply attached the responses as submitted.

Nevertheless, some information can be summarized from the surveys. Staff couldn't find any local ordinances which allowed the keeping of potbelly pigs as pets. It appears that the City of Lansing allows potbelly pigs as pets as a result of not actively enforcing the ordinance prohibiting them. Various cities in Michigan *do* allow pet potbelly pigs, most notably the City of Midland which has a very thorough ordinance. None of the local communities polled require licenses for any animal besides dogs. All of the local communities polled have an ordinance which prohibits certain types of livestock in residential zoning districts.

MISCELLANEOUS INFORMATION

Over time, staff has researched the topic of pet potbelly pigs. Staff has retained various news articles, contacted various local governments and has otherwise organized information in order to provide a useful analysis for the Planning Commission.

On September 10, 2013, staff contacted the City of Midland which recently approved an ordinance allowing pet potbelly pigs. The Director of Planning, Bradley Kaye, indicated that their ordinance was adopted in response to a complaint and subsequent enforcement action against a potbelly pig owner. Since that time, there have been very few potbelly pig licenses issued. Currently, there are no potbelly pigs licensed in the City of Midland. The potbelly pig ordinance was enacted in 2011. The email chain has been included in the attached supplemental information.

On September 11, 2013, staff contacted the Eaton County Animal Control regarding their exposure to non-traditional pets. Animal Control indicated that they have witnessed an increased number of non-traditional pets, including potbelly pigs. There have been some incidents of potbelly pigs escaping from the home, but no incidents of the pigs attacking anyone or being infected with rabies. Animal Control noted that the exotic animal calls have not been as numerous or serious as calls regarding dogs. Per state law, permits are only required for exotic animals that are indigenous to Michigan. Therefore, a raccoon would require a permit, but a boa constrictor would not. Cats are not regulated in any city or township that Animal Control is aware, although feral cats remain a constant problem in many communities.

On September 12, 2013, staff contacted the Barry-Eaton Health Department regarding potbelly pigs, including pigs with rabies. Ms. Janet Graham at the Health Department indicated that they have not had any issues with potbelly pigs, with or without rabies. The Health Department offered an internal memo regarding bites or scratches from exotic

animals, and the risk of rabies. This memo has been included in the attached supplemental information.

STAFF RECOMMENDATION

Staff is offering two opposing motions regarding the Zoning Ordinance Text Amendment submitted by Nicole Schuiling. The motions are not offered in any order of preference. Please note that a third option has also been offered.

The following motions are offered for the Planning Commission's consideration:

APPROVAL:

"I move that the Delta Township Planning Commission recommend **approval** of the Zoning Ordinance Text Amendments (Case No. 8-13-16) requested by Nicole Schuiling regarding pets, livestock and wild animals for the following reasons:

1. The Text Amendment provides more current regulations regarding the keeping of pets, livestock and wild animals that reflects society's changing attitudes toward non-traditional pets.
2. The proposed Text Amendments address pleasure, support and therapy animals.

DENIAL:

"I move that the Delta Township Planning Commission recommend **denial** of the Zoning Ordinance Text Amendments (Case No. 8-13-16) requested by Nicole Schuiling regarding pets, livestock and wild animals for the following reasons:

1. The proposed text amendments as written would classify almost any type of animal as a companion animal and would therefore allow a wide range of pets within residential zoning districts. These animals could have characteristics which would negatively impact the peace, health and safety of residential areas.
2. The proposed definitions could be difficult for the public to interpret and the Zoning Administrator to enforce.

The following motion is offered for the Planning Commission's consideration relating only to miniature pigs:

Alternative Motion for Miniature Pigs

Chapter 43
Miniature Pigs
Article I. In General

Section 43-1. Definitions

"Miniature pig" means a domesticated miniature Vietnamese, Chinese or Asian pot-belly pig not exceeding a weight of **120** pounds at maturity.

Section 43-2. General Regulations

- a. Miniature pigs may be kept or housed on a non-commercial basis only in the NR, A1, A2, RA, RB and RC Districts.
- b. A miniature pig shall reside in the residence of the owner as a pet and shall not be kept outdoors with exception of periods for exercise and for elimination of waste. It shall be unlawful for the owner of any miniature pig to permit such animal to run at large. Any miniature pig shall be deemed to be running at large unless on a leash, under control of an accompanying person or confined within a motor vehicle, building, fence, or other enclosure of sufficient construction so as to prevent the miniature pig from escaping.
- c. It shall be unlawful for any person to maintain more than one miniature pig at one licensed premises. All locations where miniature pigs are kept shall be maintained in a clean and sanitary condition.
- d. It shall be unlawful for any person to maintain a miniature pig, which is:
 1. Not spayed or neutered upon reaching maturity.
 2. Has not undergone a blood test to show the animal is free from pseudorabies.
 3. Maintained as a food source.
 4. A male pig two years of age or older which hasn't had his tusks removed.

Article II. License

Section 43-3. License Required

- a. All miniature pigs kept within the Township shall be licensed annually by the Delta Township Clerk within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferrable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:
 - i. A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.
 - ii. Payment of an annual fee as adopted by the Township Board.
 - iii. A miniature pig license shall continue to be valid until such time as:
 1. The annual renewal fee is not timely paid in accord with the license application.
 2. A current health certificate from a licensed veterinarian is not provided upon renewal.
 3. The miniature pig exceeds a weight of 120 pounds.
 4. The miniature pig is no longer maintained at the licensed location.
 5. The licensee no longer resides at the location stated in the license.
 6. The license is revoked.
- b. The Township Clerk may suspend or revoke any license once granted, or deny annual renewal thereof, when any provisions of this article have been violated. Prior to suspension or revocation of any license, or upon denial of an application or renewal thereof, written notice for such action shall be given to the owner of the miniature pig.
- c. The person aggrieved by the suspension of the license shall have the right to a hearing before the Township Board, provided that a written request thereof is filed with the Township Clerk within five days of the receipt of

APPENDICES

ZONING ORDINANCE TEXT
AMENDMENT APPLICATION

DELTA CHARTER TOWNSHIP
EATON COUNTY, MICHIGAN

1. APPLICANT: Name Nicole Schuiling
Address 4513 Cranberry Ct. Lansing MI 48917
Telephone 517-980-3275

2. AMENDMENT REQUESTED: Section(s) Definitions and Section 3.17.0
Present Ordinance Language: Keeping of Animals

Please see attached

Proposed Language:

Please see attached

3. APPLICANT'S SIGNATURE Nicole Schuiling 9/13/13

OFFICIAL USE ONLY

DATE RECEIVED 8/19/13

FEE PAID \$275

CASE NUMBER 8-13-16

RECEIVED BY C66

DATE OF HEARING / /

P. C. ACTION

TO CO. ZON. COMM. / /

TWP. BD. ACTION

EFFECTIVE DATE / /

Present Language of definitions:

Wild Animal:

Any animal not domesticated by humans or any animal which a person is prohibited from possessing by law. Wild animals shall include, but shall not be limited to, the following: Alligator (family), deer (family), opossum (family), badger, dog (wild family), primate excluding humans (family), bear, dog-wolf, raccoon, ferret, skunk, cat (wild family) lemur, spider (poisonous), coyote, lizard (poisonous), weasel (family), marten.

Livestock:

Animals including, but not limited to, horses, cattle, sheep, goats, swine, poultry and rabbits.

Proposed Language of definitions:

Wild Animal:

Any animal, bird, reptile, insect or other creature not domesticated by humans and has normally existed in a natural environment wherein it hunts and/or gathers it's food whether or not raised or kept in captivity or any animal that is poisonous, has the potential to cause bodily harm or property damage, or any animal which a person is prohibited from possessing by law.

Livestock:

Any hoofed animal (except domestic miniature pet pigs), any species of poultry or fowl, or any animal raised or kept for commercial purposes or to produce commodities such as food production, breeding, fiber, riding purposes, exhibition or sale.

Proposed New Definitions

Domestic House Pet or Companion Animal:

A domesticated animal that has been developed to live in and about the habitation of humans, is trained, is dependent on humans for food and shelter and is kept for pleasure, support or therapy rather than utility or commercial purposes which is normally kept within a residence as part of the family household, or within the limits of a residential property, whether fenced or not, or which may temporarily be tethered out of doors, or which may be walked off the residential property when leashed.

Domestic Caged Pet:

A small domesticated animal that is dependent on humans for food and is kept for pleasure, support or therapy rather than utility or commercial purposes which is usually confined in a suitable cage or tank.

Domestic Miniature Pet Pig:

A breed of pig meeting the standards established by the North American Potbelly Pig Association, does not exceed a weight of 120 pounds at maturity, and is kept within a residence as part of the family household.

Present Ordinance Language:

Section 3.17.0 Keeping of Animals

A. Household Pets:

- (1) The keeping of household pets, including dogs, cats, fish, birds, hamsters and other animals generally regarded as household pets are permitted as an accessory use in any agricultural or residential zoning district.
- (2) Except for single family dwellings in the NR and A1 Districts, no more than three (3) dogs, six (6) months of age and older, shall be kept or housed in or at one (1) dwelling unit.

Proposed Ordinance Language:

Section 3.17.0 Keeping of Animals

B. Household Pets:

- (1) The keeping of domestic house pets, companion animals, and domestic caged pets, are permitted as an accessory use in any agricultural or residential zoning district.
- (2) Except for single family dwellings in the NR and A1 Districts, no more than three (3) domestic house pets, six (6) months of age and older, shall be kept or housed in or at one dwelling unit or residence.
- (3) All domestic miniature pet pigs shall be licensed annually by the Township Clerk Delta Township within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:
 - a. A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.
 - b. Payment of an annual fee of \$25.00.

4851 River Ridge Dr
Lansing MI 48917
9/18/2013

Dear Board Chairman,

I write you urging
you to deny any order once
allowing a pig or any
other farm animal in a
non-agricultural area in
Delta Township.

I was extremely concerned
to read in the L55 the risk
of MRSA with pig or pig
manure.

Please deny these
orders.

Sincerely,
Barbara J. Rice
Barbara J. Rice
(Bobbi)

MRSA infection tied to hog manure

Liz Szabo
USA TODAY

Living near a hog farm or a field fertilized with hog manure significantly increases the risk of being infected with a dangerous superbug, new research finds.

Two new studies published Monday in JAMA Internal Medicine focus on a bacteria called methicillin-resistant *Staphylococcus aureus*, or MRSA, which caused more than 80,000 invasive infections in

the U.S. in 2011.

These infections, which invade the body deeper than the skin, can be deadly for patients in hospitals or nursing homes who have weakened immune systems. The first new study, led by the Centers for Disease Control and Prevention, suggests hospital efforts to reduce infections are paying off; hospital-based invasive MRSA infections fell by more than half from 2005 to 2011.

In 2011, for the first time since officials began tracking invasive MRSA infections, more

Americans were infected with MRSA in the community than in the hospital, one of the studies shows.

In the second study, researchers found that exposure to hog manure is related to 11 percent of MRSA infections, even among people who don't work on farms.

That study, from the Johns Hopkins Bloomberg School of Public Health, found that people with the greatest exposure to hog farms were 25 percent more likely to develop an MRSA infection, compared to

those with the lowest exposure.

But people didn't have to live near hogs to be at risk. Just living near any farm field fertilized with hog manure increased the risk of an MRSA infection, says Joan Casey, leader author of the study.

A pork industry group takes issues with the new findings.

Liz Wagstrom, chief veterinarian at the National Pork Producers Council, says the study doesn't prove that exposure to hog manure causes MRSA infections; only that a link exists.

LSH 9.17.13 7-A

MICHIGAN LAWS PERTAINING TO EXOTIC PETS, HUNTING & TRAPPING

MI - Exotic Pets - CHAPTER 287. ANIMAL INDUSTRY; ANIMAL INDUSTRY ACT	<u>MI ST 287.731</u>	Michigan completely prohibits the importation into the state of "any species having the potential to spread serious diseases or parasites, to cause serious physical harm, or to otherwise endanger native wildlife, human life, livestock, domestic animals, or property." For other wild or exotic animals, Michigan regulates various aspects of their importation, such as requiring physical exams by vets, negative disease tests, and proper animal care and restraint. (See also link to <u>Chapter 287. Animal Industry - Large Carnivore Act</u> ; link to <u>Wolf-dog Cross Act</u>).
MI - Exotic Pets - Chapter 287. Animal Industry; Large Carnivore Act	<u>MI ST 287.1101 - 1123</u>	This Michigan law bans acquisition and possession of large carnivores (big cats and bears), though it "grandfathered" animals already owned as pets at the time of the law's enactment. In order to maintain public safety and animal welfare, the state created a strict permit system for those owners who were allowed to keep their already-existing pets. The statute also outlines minimal care requirements, transportation guidelines, and procedures for when a large carnivore suspected of carrying rabies bites a human or livestock. (See also link to <u>Chapter 287. Animal Industry; Wolf-dog Cross Act</u> ; link to <u>287.731- Importation of species having potential to endanger life or property prohibited; importation of wild or exotic animals; requirements and prohibitions</u>).
MI - Exotic Pets - Chapter 287. Animal Industry; Wolf-dog Cross Act	<u>MI ST 287.1001 - 1023</u>	This Michigan law bans acquisition and possession of wolf-dog hybrids, though it "grandfathered" animals already owned as pets at the time of the law's enactments. In order to maintain public safety and animal welfare, the state created a strict permit system for those owners who were allowed to keep their already-existing pets. (See also link to <u>Chapter 287. Animal Industry; Large Carnivore Act</u> ; link to <u>287.731- Importation of species having potential to endanger life or property prohibited; importation of wild or exotic animals; requirements and prohibitions</u>).
MI - Hunting - Chapter 324. Natural Resources and Environmental Protection Act.	<u>M.C.L.A. 324.42701 - 42714</u>	These sections describe the licensing of and regulations of breeders and dealers, including zoological parks. These sections also describe the parameters for enclosures and pens.
MI - Trapping - Chapter 324. Natural Resources and Environmental Protection Act.	<u>M.C.L.A. 324.42501 - 42507</u>	These sections describe the regulations for trapping for furs, hides and pelts. This includes the requirement for a fur dealer's license and for a monthly report of all pelts on hand.



North American Potbellied Pig Association

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Rabies and Your Pig

RABIES AND PIGS

Rabies is a viral disease that attacks the central nervous system of warm blooded animals, including pigs. Once symptoms appear, rabies is always fatal in animals and people. In the USA animals that most often transmit rabies are foxes, skunks, bats, and raccoons. Rabies is transmitted through saliva — primarily via bite wounds. But it can also be spread by infected saliva entering an open cut or wound, or contacting a mucous membrane, such as those in the mouth, nasal cavity or eyes. When the virus enters the animal's body, it spreads through the nerves to reach the brain. Once it's in the brain it multiplies quickly, and that's when clinical signs appear. The virus then moves from the brain to the salivary glands and other parts of the body. Animals with rabies may show a variety of different signs. Most of them relate to the effect of the virus on the brain.

Rabies appears in pigs and other animals in two basic forms, dumb rabies and furious rabies. With dumb rabies, animals may appear depressed and try to hide. Wild animals may lose their fear of humans, and appear unusually friendly. Dumb rabies may also cause paralysis, often of the face and neck or the hind legs. With furious rabies animals may become very excited and aggressive. Periods of excitement usually alternate with periods of depression. The animal may attack objects or other animals and may even bite or chew their own limbs.

Rabies cases in pigs are extremely rare in the USA. The largest rabies exposure risk for pet pigs is outdoor housing or unsupervised exercise time where contact with infected wildlife is possible. Pigs housed indoors are extremely unlikely to be exposed to the rabies virus if the other feline and canine household pets have been properly vaccinated.

Although there is no approved rabies vaccine for pigs in the USA, experimentally they have responded well to rabies vaccination by producing significant antibody titers. Pigs are not required by law to be vaccinated for rabies. However your veterinarian can administer the vaccine, electively as an off-label usage, yearly to at risk pigs. In my practice I have used the large animal Immrab vaccine on dozens of pet pigs with no significant adverse reactions. Pigs which are in petting zoos, therapy pigs, pigs that have a lot of public contact or are at risk due to their potential contact with wildlife populations are candidates for receiving the rabies vaccine. Consult with your veterinarian to determine the potential risk and benefits of rabies vaccination for your pet pig.

Dr. Wilbers

Comments are closed.

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North American Potbellied Pig Association

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Potbellied Pig Size

The size of a potbellied pig is determined by genetics. All potbellied pigs are minitures in comparison to the farm pig. An adult farm pig can weight up to 900 pounds or more. A full grow potbellied pig can weight anywhere from 80 - 200 pounds.

The articles submitted by individuals and groups do not necessarily reflect the opinion held by NAPPA, but are offered to educate, amuse, and stimulate a variety of ideas regarding the care, health, promotion, and training of potbellied pigs.

Comments are closed.

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Comfort Creatures Support animals help patients, but that lizard may be against the law

By Josh Sanburn

PETREY THE PIG CONTAINS MULTITUDES. HE IS A beloved member of the Forgione household in suburban Whitestone, Queens. He is a bona fide form of prescription medicine. He is an enemy of the New York City department of health. And on a spring afternoon walk with his owner, Danielle Forgione, 1-year-old Petey is just a pig pursuing wholesome piggish endeavors: snorting, grazing, rooting through the dirt, searching out bugs.

Petey is certified as an emotional-support animal (ESA), and Forgione could use the support. Her father has brain cancer, her brother was killed in a motorcycle accident in March 2012, and she is a stay-at-home wife and mother raising six children, ages 3 to 15. Last year, Forgione was diagnosed with clinical depression and anxiety; her physician prescribed antidepressant medication, but Forgione felt wary about possible side effects. Her therapist suggested a different kind of treatment, in tandem with regular counseling: a pet.

Because one of her sons is allergic to dander, dogs and cats were out. But Forgione always loved pigs. (In her living room sit 6-in. porcelain statuettes of pigs with angel wings. There's a pig cookie jar atop her refrigerator. Forgione's cell phone doesn't ring—it oinks.) So in April last year, she visited a breeder in upstate New York and brought home now 40-lb. Petey.

For pets like Petey to be certified as ESAs, all that's required is a note from a mental-health professional stating that their owners need an animal to help alleviate their symptoms. But Petey's ESA status doesn't excuse him from New York City's health code. When Forgione moved Petey into her co-op, she didn't realize that the city forbids keeping pigs in residential buildings. When one of her neighbors complained that Forgione was harboring a farm animal, representatives from the health department began making unannounced visits to inspect the apartment.

In November, the city gave Forgione an ultimatum: Relocate Petey or move out. If she does neither by July 1, Petey may be euthanized. Sud-

denly, the porcine remedy for the family's woes had become yet another source of heartache. "We don't want to lose him," says Forgione, 33. "He's been such a great addition. Honestly, he just cheers you up. He's so fun. He cuddles. He sleeps in bed with my son. It's a positive distraction. I feel like, How many things are going to be taken away from my family?"

BUT IT'S FAR FROM CERTAIN THAT THE FORGIONES will actually lose Petey. The dispute over his legality has garnered national news attention just as ESAs are gaining popularity as alternatives or complements to more traditional treatments for mental illness. The National Service Animal Registry (NSAR), an organization that has certified service and emotional-support animals since 1995, registered about 7,000 ESAs last year. Those numbers have quadrupled over the past four years, according to CEO Tim Livingood.

With approval from a physician or therapist, NSAR has certified not just dogs (which account for most ESAs) but also cats, pigs, birds, mice, rats, hedgehogs, iguanas, rabbits and goats. With an NSAR-endorsed animal, owners can obtain vests, patches and ID cards that can help them prove to airlines or housing providers that they have a legitimate ESA.

Livingood acknowledges that certification standards for ESAs are far less stringent than those for service animals that aid people with visual impairments and other physical disabilities. ESAs are also different from psychiatric-service dogs, which are often used to rehabilitate veterans with posttraumatic stress disorder or depression but trained to perform tasks for their owners. ESAs, by contrast, "don't need to be trained," he says. "It's their very presence that ameliorates the negative effects of a person's disorder."

The Centers for Disease Control and Prevention and other authorities have established that the presence of a pet has positive health benefits. Simply petting a dog, for instance, generally

Photographs by Bobby Doherty for TIME

decreases blood pressure and heart rate and appears to raise levels of serotonin, the neurotransmitter associated with feelings of happiness and well-being.

These physiological responses have never been fully explained. Linda Porter-Wenzlaff, who teaches animal therapy at the University of Texas Health Science Center and also has a private psychotherapy practice, says interacting with domesticated animals may return us to a more elemental state of existence. "One of the things that animals do for us is externalize our focus," she says. "So if we're stewing about something or concerned or anxious or worried, they bring us back to the here and now."

These positive effects might be why Louisville basketball star Kevin Ware adopted a puppy days after suffering a gruesome leg injury on the court that will require extensive physical rehab. ("We named him Scar to represent my struggle," Ware posted to Instagram on April 2.)

Of course, regular pet owners like Ware get the same benefits as those with a certified ESA—they just don't have a doctor's note. That gray area causes confusion and even abuse of laws protecting ESAs. In the mid-2000s, New York City restaurant owners started noticing an influx of customers with "service" dogs that didn't seem to provide any obvious service. In two incidents on different airlines, flight attendants puzzled over how to accommodate the presence of emotional-service goats in the cabin. Complicating the issue further was the growing diversity of critters aiding people with physical disabilities: boa constrictors that warn their owners of oncoming seizures; capuchin monkeys that help quadriplegics eat and drink; parrots that verbally calm owners who suffer from bipolar disorder.

In 2011 the Department of Justice redefined what constitutes a service animal under the Americans With Disabilities Act to exclude ESAs. They are still protected under the Air Carrier Access Act, which allows ESAs in airplane cabins, and the Fair Housing Act, which requires housing providers to make reasonable accommodations for owners of ESAs, even in otherwise no-pet housing.

Many landlords and co-ops, however, challenge provisions for ESAs. "In many cases with a service animal, the disability is visible—you can see that someone is blind; for instance, so there are fewer

questions," says Sara Pratt, deputy assistant secretary at the Department of Housing and Urban Development. "With emotional-support animals, they are helping people with mental or emotional disabilities," which are often invisible. "So there's a skepticism there."

That skepticism intensifies when non-ESA owners must share close quarters with ESAs. Livingood says airlines are allowed flexibility and discretion on a case-by-case basis: they can require that the animal be caged, placed under the seat or even relocated into cargo. Likewise, property owners and managers can evict a disruptive ESA, but in doing so, they also risk discrimination lawsuits.

Case in point: Kendra Velzen, who was diagnosed with chronic depression nine years ago, enrolled at Grand Valley State University in Michigan in 2010. She planned to attend with her ESA, a guinea pig named Blanca, but the school balked. Bringing Blanca into the dormitory was against school policy.

"I presented them with a doctor's letter because I knew the law protected my right to have this animal," says Velzen, now 29. She eventually took legal action against the school. Last month, she won a \$40,000 settlement affirming her right to have an ESA on the Grand Valley campus.

Pig in a pinch Danielle Forgione is trying to overturn a New York City law banning pigs as pets so she can keep Petey, an emotional-support animal, in her home

AS PETEY THE PIG'S LEGAL BATTLE DRAGS on, Danielle Forgione is trying to sell her home in a still slow market and worries she won't make her July 1 deadline. Her kids have offered to sell their toys to help with the move, but it's all about finding a buyer. Meanwhile, her co-op board has sent her eviction papers. Forgione has been in touch with New York state senator Tony Avella about overturning the city's ban on pigs, but time is running out for Petey.

Despite the stress and sadness brought on by an arrangement intended to alleviate stress and sadness, Forgione has no regrets and isn't backing down. "I feel like we're teaching our kids responsibility," she says. "If we disposed of him like they told us to, we'd be teaching our kids to give up. I think he's worth it."

Recently, Forgione got word that her father wasn't responding to chemotherapy and that his doctors were effectively ceasing his treatment. She broke down. "I was crying, and then Petey comes over to me and starts rooting his nose into my hand and laid in my lap. It was like he knew," she says. "He makes things so much easier."



Delta Township current regulations					
	Permitted in				
Animal	Residential?	classified as	notes:		
Cattle	no	livestock			
Goat	no	livestock			
Horse	yes*	livestock	Only in NR, A1, A2 on 3 acres		
Poultry	no	livestock			
Rabbit	no	livestock			
Sheep	no	livestock			
Swine	no	livestock			
Alligator	no	Wild animal			
Badger	no	Wild animal			
Bear	no	Wild animal			
Coyote	no	Wild animal			
Deer	no	Wild animal			
Ferret	no	Wild animal			
Lemur	no	Wild animal			
Lizard (poisonous)	no	Wild animal			
Marten	no	Wild animal			
Opossum	no	Wild animal			
Primates (non human)	no	Wild animal			
Raccoon	no	Wild animal			
Skunk	no	Wild animal			
Spider (poisonous)	no	Wild animal			
Weasel	no	Wild animal			
Wild Cat	no	Wild animal			
Wild Dog	no	Wild animal			
Wolf	no	Wild animal			
Bird	yes	household pet			
Cat	yes	household pet			
Dog	yes	household pet			
Fish	yes	household pet			
Hamster	yes	household pet			
Lizard (non-poisonous)	yes	household pet			
Spider (non-poisonous)	yes	household pet			

Eaton County Animal Control Ordinance

An ordinance, providing for general animal control within Eaton County, prescribing the licensing and regulation of animals and kennels, setting standards and conditions for animal care, prohibiting animal cruelty, establishing powers and duties of Animal Control Officers, prescribing the County Treasurer's duties with regard to animal control, providing for the impoundment, adoption, redemption and humane destruction of animals, providing special controls for keeping vicious and exotic animals, authorizing an annual dog census to be taken, establishing penalties for violations, declaring certain offenses as municipal civil infractions, establishing a municipal civil infraction violations bureau and repealing other inconsistent ordinances.

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SECTION 1. PREAMBLE.

1.1. Purpose, Findings and Policy. The County of Eaton deeming it advisable in the interest of protecting the public health and safety and welfare and to regulate and control the conduct, keeping and care of dogs and certain other animals, livestock and poultry, and provide for the orderly and uniform administration of the dog licensing provisions of the State of Michigan and in particular Act 339 of the Public Acts of 1919 as amended, does hereby adopt the following revised animal control ordinance which is to be enforced by the Animal Control Division of the Eaton County Sheriff Office, under the direction of the Chief Animal Control Officer.

1.2. This Ordinance shall be known as the Eaton County Animal Control Ordinance.

SECTION 2. DEFINITIONS.

2.1. "Abandonment" means leaving an animal unattended for more than 24 hours, releasing the animal upon public highways or public or private lands, or failure to provide proper or adequate food, water, exercise, shelter or medical care.

2.2. "Animal" means a mammal, bird, fish, reptile, ferret, snake, turtle, horse, mollusk, crustacean, or any other vertebrate other than a human being.

2.3. "Animal Control Officer" means any person employed by the Sheriff for the purpose of enforcing this Ordinance or state statutes pertaining to animals, and all persons and deputies employed by the County to act in the same or a similar manner.

2.4. "Animal Control Shelter" means a facility designated or recognized by Eaton County or State of Michigan for the purpose of impounding and/or caring for animals, including a contract service provider, such as a local animal protection shelter, which may include a humane society.

2.5. "At Large" means, except when hunting, an animal which is not on the premises of the owner and not under the control of a person either by leash, cord, chain, or otherwise.

2.6. "Chief Animal Control Officer " means the person employed by the Sheriff for the purpose of enforcing this ordinance or state statutes pertaining to animals who is responsible for the supervision of the Animal Control Division and maintaining all required records.

2.7. "Continuous Barking" means barking, howling, or yelping for a period of time in excess of 15 minutes.

2.8. "County" means the County of Eaton of the State of Michigan.

2.9. "Dangerous Animal" means any animal, which bites or attacks a person or an animal but does not include the following:

(a) An animal that bites or attacks a person or animal that is trespassing on the property of the animal's owner; or

(b) An animal that bites or attacks a person or animal as a result of being provoked, tormented, tortured, or receiving cruel treatment by that person or animal; or

(c) An animal that is responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in lawful activity or is the subject of an assault or battery, or to protect itself or another animal; or

(d) An Exotic Animal.

2.10. "Dog" means any member of the species "*Canis Familiaries*."

2.11. "Domesticated Companion Animal" means an animal that has traditionally, through a long association with humans, lived in a state of dependence upon humans or has been traditionally kept as a household pet, including but not limited to: dogs, cats, hamsters, gerbils, ferrets, mice, rabbits, parakeets, parrots, cockatiels, cockatoos, canaries, love birds, finches and tropical fish.

2.12. "Hunting" means allowing a dog to range freely within the sight or sound of its owner while in the course of pursuing legal game.

2.13. "Kennel" means any establishment, except a pet shop, animal protection shelter, or licensed pound, where animals are kept for sale, boarding, breeding, training, or sporting purposes for remuneration.

2.14. "Neglect" means failure to comply with the minimum requirements for animal care set forth in this Ordinance.

2.15. "Owner" means any adult person who owns or resides on the property where the animal lives, every person having a right of property in the animal, an authorized agent of the person having a right, every person who has an apparent authority to have a right of property in the animal. Every person who keeps or harbors the animal or has it in his care, custody or control.

2.16. "Person" means any adult individual, corporation, society, co-partnership, limited partnership, limited liability company, association, or any other entity.

2.17. "Provoke" means to perform an act or omission that an ordinary and reasonable person would conclude is likely to precipitate a bite or attack by an animal.

2.18. "Rabies Suspect Animal" means any animal which shows symptoms suggestive of rabies.

2.19. "Shelter" means adequate protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a state of good health. Shelter, for livestock, includes structures or natural features such as trees or topography. Shelter, for a dog, includes 1 or more of the following:

- (a) The residence of the dog's owner or other individual.
- (b) A doghouse that is an enclosed structure with a roof and of appropriate dimensions for the breed and size of the dog. The doghouse shall have dry bedding when the outdoor temperature is or is predicted to drop below freezing.
- (c) A structure, including a garage, barn, or shed, that is sufficiently insulated and ventilated to protect the dog from exposure to extreme temperatures or, if not sufficiently insulated and ventilated, contains a doghouse as provided under subparagraph (b) that is accessible to the dog.

2.20. "Vicious Animal"

(a) Means any animal that has:

- (i) been declared a "Dangerous Animal" under this ordinance or under, MCL 287.321;
- (ii) a propensity, tendency, or disposition to attack, cause injury, or otherwise endanger the safety of persons or Domesticated Companion Animals; or
- (iii) behaved in such a manner that the owner knows or should have known that the animal had tendencies to bite or attack persons or other Domestic Companion Animals.

(b) A Vicious Animal does not include the following:

- (i) an animal that bites or attacks a person or animal that is trespassing on the property of the animal's owner, or
- (ii) an animal that bites or attacks a person or animal as a result of being provoked, tormented, tortured, or cruel treatment by that person or animal; or
- (iii) an animal that is responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in lawful activity or is the subject of an assault or battery, or to protect itself or another animal; or
- (iv) an Exotic Animal.

SECTION 3. LICENSING AND REGULATION

3.1. License Requirements. It shall be unlawful for any person:

- (a) To own any dog four (4) months old or older, unless the dog is licensed;

(b) To own any dog four (4) months old or older that does not at all times wear a collar with an identifying tag approved by the Director of the Michigan Department of Agriculture attached as provided, except when engaged in lawful hunting accompanied by its owner; or

(c) To remove any collar and license tag from a dog, except the owner.

3.2. License Application. On or before June 1 of each year, the owner of a dog 4 months old or older shall apply to the Chief Animal Control Officer or Treasurer in writing for a license for each dog owned or kept by the owner. The application for a license shall be accompanied by proof of vaccination of the dog for rabies by a valid certificate of vaccination for rabies, with a vaccine licensed by the United States Department of Agriculture, signed by an accredited veterinarian. The owner of a dog that attains the age of four (4) months after June 1ST shall have (30) days to obtain a license. The application for a license shall contain the breed, sex, age, color, markings, and the address of the previous owner of the dog.

3.3. License Fees. The license fee for dogs shall be as follows:

(a) For all non spayed/neutered dogs that are (4) months of age or older on or before June 1st of each year, Fifteen Dollars (\$15.00) if the license is obtained before June 1st.

(b) For all spayed/neutered dogs, so certified by an accredited veterinarian, that are (4) months of age or older on or before June 1st, Ten Dollars (\$10.00) if the license is obtained before June 1st;

(c) For all non spayed/neutered dogs acquired after July 1st or dogs turning the age of (4) months old after June 1st of that year, Seven Dollars and fifty cents (\$7.50) if the license is obtained after July 1st;

(d) For all spayed/neutered dogs acquired after July 1st of that year, Five Dollars (\$5.00) if the license is obtained after July 1st;

(e) For all dogs not licensed within the time period set forth in (a) through (d) above, the licenses will be considered delinquent and the fee shall be Thirty Dollars (\$30.00);

(f) Fees for leader dogs or dogs in service training are waived;

(g) For any dog that has been adjudicated a Dangerous Animal pursuant to Act 426 of the Public Acts of 1988, as amended (MCL 287.321), the license fees scheduled above shall be increased by \$25.00.

(h) The license fees may be amended by Motion or Resolution of the Board of Commissioners; and

(i) Current licenses issued by other Michigan counties and by other governmental agencies shall be honored until the expiration of the license.

3.4. Transfer of License. No license or license tag issued for one dog shall be transferable to another dog. Whenever the ownership or possession of any dog is permanently transferred from one person to another within the same county, the license of the dog may be likewise transferred by the last registered owner upon proper notice in writing to the Treasurer who shall note the transfer upon their records. This Ordinance does not require the purchase of a new license where the possession of the dog is temporarily transferred for the purpose of boarding, hunting game, breeding, trial or show.

3.5. Loss of License Tag. If any license tag is lost, it shall be replaced without cost by the Treasurer upon application by the owner and upon production of a license receipt and a sworn statement of the facts regarding the loss of the tag.

3.6. License Revocation. The Chief Animal Control Officer may revoke any dog or kennel license if the owner refuses or fails to comply with this Ordinance, or any laws or regulations governing the protection of animals.

SECTION 4. TREASURER'S RECORDS AND DUTIES; EVIDENCE.

4.1. Record of Licenses. The Treasurer shall keep a record of all dog licenses and all kennel licenses issued during the year in each city and township in Eaton County. Such records shall contain the name and address of the person to whom each license is issued. In the case of all individual licenses, the record shall also state the breed, sex, age, color and markings of the dog; and in the case of a kennel license, it shall state the place where the

business is conducted. The record shall be a public record and open to inspection during business hours. The Treasurer shall keep a record of all license fees collected.

4.2. Comparison of Records. On July 1st of each year the Treasurer shall make a comparison of the records of the dogs actually licensed in Eaton County with the report of the Animal Control Officer to determine and locate all unlicensed dogs as required by state law.

4.3. Prima Facie Evidence of Ownership. In all prosecutions for violation of this Ordinance, the records of the Treasurer's Office, or the lack of such records, showing the name of the owner and the license number to which any license has been issued, and the license tag affixed to the collar or harness of the dog showing a corresponding number shall be prima facie evidence of ownership.

4.4. Annual Dog Census. It shall be the duty of the Chief Animal Control Officer and his/her designees to annually make a census of the number of dogs owned by persons in Eaton County. During this census, a person who owns or harbors a dog shall produce proof of a valid license upon request of any person who is authorized to enforce this Ordinance.

4.5. Delegation of Duties. The duties and obligations imposed by this Ordinance upon the respective designated officials may be delegated when permitted by law to some other person or persons with like force and effect.

SECTION 5. CHIEF ANIMAL CONTROL OFFICER DUTIES, AUTHORITY AND RESPONSIBILITIES.

5.1. Requirements. A Chief Animal Control Officer shall be hired by the Eaton County Sheriff and shall serve as the head of the Animal Control Division; provided, however, that the Chief Animal Control Officer and all Animal Control Officers shall have and meet the minimum requirements contained in MCLA 287.289b; MSA 12.540(2).

5.2. Duties and Authority. The Chief Animal Control Officer and his/her designees shall have the following duties and authority:

- (a) The Chief Animal Control Officer is authorized to investigate any complaints of violations of this ordinance or state laws regarding animals.
- (b) The Chief Animal Control Officer may promptly seize, take up and place in the animal shelter, or contracted services provider, including a state licensed humane society, dogs, livestock, or poultry being kept or harbored or found running at large any place within Eaton County contrary to the provisions of this Ordinance or the statutes of the State.
- (c) The Chief Animal Control Officer and his/her designees shall be properly deputized as peace or police officers. They shall have the legal authority and duty to issue appearance tickets, citations or summonses to those persons acting contrary to the provisions of this Ordinance or state laws relating to animals.
- (d) The Chief Animal Control Officer or a duly recognized service provider under contract with Eaton County may, under the guidelines for holding periods and notification set forth in state statutes, dispose of impounded animals which are not claimed by the legal owner, by one of the following methods:
 - (i) adoption by an individual person who meets adoption criteria for the animal; or
 - (ii) humane euthanasia under MCL 287.279(a); or
 - (iii) release to a duly recognized service provider to Eaton County, such as a licensed humane society or animal protection shelter.

Note: The state guidelines for holding periods do not apply to animals that are sick or injured to the extent that the holding period would cause the animal to suffer. This section also does not apply to any animal that is voluntarily signed over to the Animal Control Shelter by its owner. In both of these cases no minimum holding period is required before disposing of the animal.

(e) The Chief Animal Control Officer shall maintain a record of when the animal was acquired, under what circumstances, copies of any required notices and the disposition of the animal. Regulations regarding the adoption of animals and boarding and other charges shall be posted in a conspicuous place at the animal control shelter.

(f) The Chief Animal Control Officer shall dispose of the bodies of all animals destroyed at the animal control shelter or elsewhere in Eaton County in a manner approved by the State of Michigan.

(g) The Chief Animal Control Officer shall promptly investigate all animal bite cases involving human injury and shall search out and attempt to discover the animal involved. If the Chief Animal Control Officer finds the animal responsible for the bite, he or she shall quarantine the animal for examination for disease in accordance with the applicable provisions of this Ordinance and the statutes of the State. The Chief Animal Control Officer shall also seize and impound any rabies-suspected animal and cause the Animal to be quarantined for examination.

(h) The Chief Animal Control Officer shall make efforts to locate and determine the number of all unlicensed dogs in Eaton County.

(i) The Chief Animal Control Officer shall have the duty to inspect any kennel, a license for which has been issued by Eaton County or its authorized agents pursuant to this Ordinance and the statutes of the State, and shall have the duty to suspend the license if conditions exist which are unhealthy or inhumane to the animals kept in the kennel, pending correction of such conditions; and further shall have the duty to revoke the license if such conditions are not corrected within a reasonable period of time.

(j) The Chief Animal Control Officer shall have the duty to investigate complaints of animals alleged to be treated cruelly or kept in violation of this ordinance, and may seek a court order to seize, take up and impound any animal that has been subject to such cruelty, abandonment or neglect.

(k) The Chief Animal Control Officer shall have such other duties relating to the enforcement of this Ordinance as the Sheriff may from time to time provide.

5.3. Enforcement of Ordinance. The Chief Animal Control Officer in enforcing the provisions of this Ordinance and the statutes of the State pertaining to animals may make complaints to the Eaton County Prosecuting Attorney and to the District Court in regard to any violations of this Ordinance.

5.4. Fees and Monies Collected. All fees and monies collected by the Animal Control Division shall be accounted for and turned over to the Treasurer on or before the first of each month under the standard practices of the Treasurer's accounting system. Funds received by the Treasurer as forfeitures from the sterilization fund shall be maintained in a separate account to be disbursed for use by the animal control according to state law.

SECTION 6. ANIMAL CARE

6.1. Adequate Care. Every owner or caregiver of an animal shall be required to provide the animal with the minimum standard of care set forth in this Ordinance, which means the provision of sufficient food, water, shelter, sanitary conditions, exercise, and veterinary medical attention in order to maintain an animal in a state of good health.

6.2. Food and Water. Every owner or caregiver of an animal shall provide, on a daily basis, the animal with sufficient good and wholesome food and water.

6.3. Cleanliness. Every owner or caregiver of animals shall keep all animals in a clean, sanitary and healthy manner and not confined so as to be forced to stand, sit or lie in their own excrement.

6.4. Shelter. Every owner or caregiver of animals shall provide all animals with a proper shelter.

6.5. Veterinary Care. The owner or caregiver of a diseased or injured animal shall provide the animal with appropriate veterinary care and shall segregate the diseased animal from other animals to prevent transmittal of disease.

6.6. Abuse. No person shall beat, cruelly treat, improperly tether, torment, overload, overwork or otherwise abuse an animal.

6.7. Abandonment and Neglect. No owner or caregiver of an animal shall abandon or neglect any animal. An animal is deemed abandoned and/or neglected if the owner or caregiver fails to properly maintain the animal.

6.8. Poison. No person shall expose any known poisonous substance, whether mixed with food or not, so that the poisonous substance may be eaten by any animal, provided that it shall not be unlawful for a person to expose on his or her property common rat poison mixed only with vegetable substances.

6.9. Disfigurement. No person, except a licensed veterinarian, shall crop an animal's ears or dock an animal's tail.

6.10. Housing Conditions for Multi-Animal Housing.

(a) Housing facilities for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from illness or injury, to contain the animals, and to restrict the entrance of other animals.

(b) Every building or enclosure where animals are maintained shall be constructed of material that can be easily cleaned and shall be kept in a clean and sanitary condition. The building shall be properly ventilated to prevent drafts and to remove odors. Heating and cooling shall be provided as required, according to the physical needs of the animals, with sufficient light to allow observation of animals and sanitation.

(c) All animal rooms, cages, kennels, and runs shall be of sufficient size to provide all animals with adequate room for exercise and general proper accommodations.

(d) All animal rooms, cages, kennels, and runs shall provide all animals with proper shelter and protection from the weather at all times, including, but not limited to, a minimum of a roofed, three-sided structure of suitable size. All animals must be provided with an area protected from the elements so as to provide a dry, clean area for the animals to rest.

(e) No person shall fail to provide an animal with adequate shelter.

6.11. Other Conditions. No animal shall be left without proper attention and care for more than 24 consecutive hours. Whenever an animal is left unattended at a commercial animal facility, the name, address and telephone number of the responsible person shall be posted in a conspicuous place at the front of the property.

(a) No condition shall be maintained or permitted that is or could be injurious to the animals.

(b) All reasonable precautions shall be taken to protect the public from the animals and animals from the public.

(c) No person shall give an animal any alcoholic beverage or prescription drug, unless prescribed by a veterinarian.

(d) No person shall knowingly allow animals that are natural enemies, temperamentally unsuited, or otherwise incompatible, to be quartered together or so near each other as to cause injury, fear or torment. If two or more animals are so trained that they can be placed together and do not attack each other or perform or attempt any hostile act to each other, the animals shall be deemed not to be natural enemies.

(e) Working animals shall be given adequate rest periods with water and shade provided. Confined or restrained animals shall be given proper exercise.

(f) No person shall work, use, or rent any animal which is malnourished, undernourished, overheated, weakened, exhausted, sick, injured, diseased, lame, or otherwise unfit. This shall mean that if an animal is not shod, it must be provided with footing (i.e., grass, hay, wood shavings or dirt).

(g) No person shall allow any animal that the Animal Control Shelter has suspended from use, to be worked or used until released by the Chief Animal Control Officer.

(h) All livestock shall be kept under humane restraint and not permitted to run at large.

(i) All dogs shall be kept under humane restraint and shall not be permitted to be at large.

(j) No owner shall permit a dog to leave the owner's premises unless such animal is wearing a leash and is under the positive control of a person of suitable age and discretion. The leash shall be of sufficient strength to restrain the particular animal.

(k) While restrained by a leash, no animal shall be permitted to enter upon private property of another without the permission from that person.

6.12. Barking Dog. No owner of a dog shall permit continuous barking which disturbs another person.

6.13. Animals in Motor Vehicles.

(a) No person shall transport or carry any dog or other animal in a motor vehicle unless the animal is safely enclosed within the vehicle. If a person is transporting or carrying an animal in an unenclosed or partially enclosed vehicle (including, but not limited to convertibles, pick-up and flat-bed trucks), the person shall confine the animal in a container case, or other device that is of proper and adequate size to prevent the animal from falling from or jumping from the motor vehicle.

(b) No person shall transport or leave any animal in a vehicle in such a way as to endanger the animal's health, safety or welfare, including but not limited to dangerous temperatures, lack of air, food, water, or proper care.

Any Animal Control Officer, or law enforcement officer employed by Eaton County is authorized to use reasonable force to remove an animal from any vehicle whenever it appears that the animal's health, safety, or welfare is, or may be, endangered.

(c) No person shall carry or cause to be carried in or upon any vehicle or otherwise, any live animals having the feet or legs tied together or in any other cruel or inhumane manner or without providing suitable and humane facilities including racks, crates or cages in which such animal may stand up or lie down during transportation or while awaiting slaughter or sale.

6.14. Ferret Owners' Responsibilities.

(a) No person owning, possessing or having charge of any ferret shall permit a ferret to leave the owner's property unless the ferret is confined or leashed and under the direct control of the owner or a responsible person designated by the owner.

(b) No person shall release a ferret into the wild or abandon a ferret.

SECTION 7. DEAD ANIMALS

7.1. General Requirements. It shall be unlawful for an owner or caregiver, or person possessing an animal to do any of the following:

(a) To allow the carcass of a dead animal to be left unattended and not properly disposed of.

(b) To put any dead animal or part of the carcass of any dead animal, into any lake, river, creek, pond, roadway, street, alley, lane, or lot.

SECTION 8. QUARANTINE OF ANIMAL AFTER BITING A PERSON OR OTHER ANIMAL

8.1. Domesticated Companion Animal. The owner of any Domesticated Companion Animal that bites a person or other animal shall immediately quarantine the biting Animal inside an appropriate building or enclosure for a minimum of ten (10) days. If the Owner of the biting Animal fails to do so, or if the Owner of the biting Animal cannot be identified or found, then the Chief Animal Control Officer may take possession of the Domesticated Companion Animal and quarantine it at the Animal Control Shelter or Animal Protection Shelter until the expiration of the ten (10) day period. The Owner shall be responsible for all expenses incurred for the quarantine. At the expiration of the ten (10) day period, if the Owner shows satisfactory evidence that the Domesticated Companion Animal is not suffering from rabies, and pays the requisite expenses, the Chief Animal Control Officer shall release the Domesticated Companion Animal to its Owner.

The Chief Animal Control Officer may immediately humanely destroy the Domesticated Companion Animal that has bitten if the Animal is determined by a veterinarian to be suffering from rabies or upon request of the owner. In such cases, following the humane destruction of the Domesticated Companion Animal, the Chief

Animal Control Officer shall immediately send a sample specimen to the Michigan Department of Public Virology Laboratory in Lansing, Michigan.

8.2. Animals That Are Not Domesticated. If an animal that is not domesticated bites a person or other animal, and there is no identifiable owner, then the Chief Animal Control Officer shall if possible, humanely confine and destroy the animal and immediately send the animal or sample specimen to the Michigan Department of Public Health Virology Laboratory in Lansing, Michigan.

SECTION 9. IMPOUNDMENT, REDEEMING AND ADOPTING ANIMALS

9.1. Impoundment by Animal Control Officer. The Chief Animal Control Officer may humanely seize and impound at the Animal Control Shelter any Domesticated Companion Animal or livestock found running at large. If the animal is non-vicious or non-dangerous and its owner can be ascertained and is available, the Chief Animal Control Officer may return the Animal to its owner, and may cite the owner of the animal for any violation that has occurred. The Chief Animal Control Officer may also seize and impound any Animal that is, within his or her reasonable discretion, subject to abuse, cruelty, abandonment or neglect, and may cite the owner with a violation of this Ordinance and/or applicable state laws.

9.2. Impoundment by Citizens. Any citizen shall be empowered to temporarily take and hold any domestic animal or livestock that is running loose within plain view that, according to a reasonable person, is in danger itself or poses an imminent danger of causing serious bodily injury or death to a Person. Any such citizen shall immediately contact Eaton County Animal Control with a description of the animal and location where found and may turn over the animal to Animal Control. Any citizen acting reasonably and in good faith under this Section should not be liable for civil claims or criminal charges resulting from such actions.

9.3. Notification of Owner. Immediately after impounding an animal, if the owner of the animal can be identified by collar, license, tag or by other means, the Chief Animal Control Officer shall notify the owner about the animal's impoundment by first class mail. The Chief Animal Control Officer shall inform the owner of the steps necessary to regain custody of the animal.

(a) The Chief Animal Control Officer or a duly recognized service provider under contract with Eaton County may dispose of impounded animals which are not claimed within the state statutory holding periods in a manner set forth by the terms of this ordinance.

9.4. Redeeming Impounded Animals. An owner may redeem an animal from impoundment by executing a sworn statement of ownership, furnishing a license and tag, as required by this Ordinance and State laws and paying all expenses associated with the seizure and impoundment of the animal. The Chief Animal Control Officer shall not knowingly release any impounded animal to an owner who has been convicted of animal cruelty, abandonment, neglect or other related criminal violations of State law or of this Ordinance without a Court Order.

9.5. Adoption of Impounded Animals.

(a) A person who wishes to adopt an impounded animal that has not been redeemed by its owner must sign an adoption agreement that contains a sworn statement that he or she will own and keep the animal in accordance with the terms of this Ordinance and State laws.

(b) If the animal has not been sterilized, the sworn statement must also provide that the adopted animal will be immediately sterilized or, in the case of a puppy, kitten, sick or injured animal, will be sterilized immediately after a veterinarian determines that the animal is of sufficient age and health to undergo sterilization.

(c) The sworn statement must also provide that the animal will not be used for fighting or other illegal activity and will not be subjected to, sold, or otherwise used for medical or other testing or experimentation.

(d) Any person adopting an impounded animal must pay shelter, boarding and other charges associated with the seizure and impoundment of the animal prior to the release of the animal. Such charges shall be posted conspicuously at the Animal Control Shelter. Any subsequent failure to follow any of the terms of the adoption agreement shall be a violation of this ordinance.

(e) The Chief Animal Control Officer shall not knowingly adopt an animal to a person who has been convicted of animal cruelty, abandonment, neglect or other related criminal violations of state law or of this ordinance without a court order. The Chief Animal Control Officer may decline to adopt an animal if other circumstances exist, which, in the opinion of the Chief Animal Control Officer would endanger the health, safety, or welfare of people or animals.

SECTION 10. KENNELS

10.1. Licensing. A person who owns, keeps or operates a kennel shall obtain a kennel license from the Chief Animal Control Officer. The Chief Animal Control Officer shall inspect all kennels annually in accordance with this ordinance and State law. Kennels must also comply with applicable Building Code and Zoning Ordinances.

10.2. Compliance with Statutes, Regulations and Ordinances. The Chief Animal Control Officer shall not issue a kennel license to a person unless they are in full compliance with this Ordinance and State law. The Chief Animal Control Officer shall not knowingly issue a kennel license to a person who has been convicted of animal cruelty, abuse or neglect, or other related criminal violations of State law or of this ordinance without a Court Order.

10.3. Exemption from Requirement for Individual Animal Licenses. A person who shall obtain a kennel license under this ordinance is exempt from obtaining individual licenses for animals required under this ordinance.

10.4. Licensing Fees. The fees for a kennel license shall be set by the County Board of Commissioners.

10.5. Humane Treatment. All kennels must be kept sanitary and provide adequate housing and humane treatment of the animals in the kennel including, but not limited to, fresh food and water daily, sufficient room and opportunity for daily exercise, protection from the elements, adequate ventilation, vaccinations against diseases and adequate veterinarian care. Any person who owns, keeps or operates a kennel is subject to the minimum standards of care and all provisions of this Ordinance in its entirety for each of the animals kept in the kennel.

SECTION 11. SPECIAL PROVISIONS REGARDING VICIOUS ANIMALS.

11.1. Standards for Keeping Vicious Animals.

(a) **Confinement.** Except as provided below, all Vicious Animals shall be securely confined indoors or in a securely enclosed and locked pen or kennel. The pen, kennel or structure must have secure sides and a secure top attached to its sides. A fenced-in yard by itself is insufficient to meet this standard. All structures used to confine such animals must be locked with a key or combination lock when such animals are within the structure. Such structure must have a secure bottom or floor attached to the sides of the pen or the sides of the pen must be embedded in the ground to a depth of no less than two (2) feet. All structures erected to house such animals must comply with all zoning and building regulations of the City or Township where located. All such structures must be adequately lighted and ventilated and kept in a clean and sanitary condition. The house or shelter for said animal shall be totally enclosed within the confinement structure.

(b) **Confinement Indoors.** No Vicious Animal may be kept on a porch, patio or in any part of a house or structure that would allow the animal to exit such building on its own volition. In addition, no such animal may be kept in a house or structure where window screens or screen doors are the only obstacles preventing the animal from exiting the structure.

(c) **Leash.** No person shall permit a Vicious Animal to go outside of its kennel, pen or the owner's residence unless such animal is securely leashed with a leash no longer than four (4) feet in length. A person of suitable age and capacity must be in physical control of the leash at all times. The animal may not be leashed to inanimate objects such as trees, posts, or buildings.

(d) **Muzzle** In addition to being on a leash, while being outside its kennel, pen or the owner's residence, all

such animals on a leash outside of the animals kennel, pen or the owner's residence must be muzzled by a muzzling device sufficient to prevent the animal from biting persons or other animals.

(e) **Signs.** All owners, keepers or harborers of Vicious Animals shall display in a prominent place on their premises a sign, easily readable by the public from adjoining public roads or streets, using such words as "*Beware of Vicious Animal*" or other appropriate warning language. In addition, a similar sign must be posted on the kennel or pen of such animal.

11.2. Insurance Identification and Reporting Requirements.

(a) **Insurance.** All owners, keepers or harborers of Vicious Animals must provide to the Chief Animal Control Officer proof of liability insurance in an amount of five hundred thousand dollars (\$500,000.00) for each occurrence for bodily injury to or death of any person or persons which may result from ownership, keeping or maintenance of such animal. The insurance policy shall provide that no cancellation of the policy will be effective unless ten (10) days written notice is first given to the Chief Animal Control Officer at his or her business address.

(b) **Identification photographs.** All owners, keepers or harborers of Vicious Animals must provide the Chief Animal Control Officer with two (2) color photographs of the registered animal clearly showing the color and approximate size of the animal.

(c) **Reporting requirements.** All owners, keepers or harborers of Vicious Animals must, within three (3) days of the following incidents, report the following in writing to the Animal Control Officer:

- (i) The removal from Eaton County or death of a Vicious Animal.
- (ii) The birth of offspring of a Vicious Animal.
- (iii) The new address of a Vicious Animal if the owner moves within Eaton County limits.
- (iv) The animal is on the loose, has been stolen or has attacked a person.

11.3. Failure to Comply. If the owner, keeper or harbinger of a Vicious Animal resident within the County of Eaton fails to comply with the requirements and conditions set forth in this Section, in addition to the owner being cited for the violations, the animal shall be subject to immediate seizure and impoundment and further disposition in accordance with this Ordinance.

SECTION 12. PENALTIES AND ENFORCEMENT PROCEDURES

12.1. State Law Offenses. Violations of the ordinance that are also violations of State law may be prosecuted under either.

12.2. Municipal Civil Infraction Citations. A person who violates this ordinance shall be deemed responsible for a municipal civil infraction, the penalty for which, shall be a civil fine plus any cost, damages, expenses and other sanctions, as authorized under Chapter 87 of 1961 PA 236, as amended, being MCL 600.8701 *et seq.*, and other applicable laws.

12.3. Authorized Enforcement Officials. The Chief Animal Control Officer, his/her designees, and deputies, and deputies of the Eaton County Sheriff, are the County officials authorized to issue municipal civil infraction citations and municipal civil infraction violation notices for violations of this Ordinance.

(a) Municipal civil infractions may be issued by an authorized enforcement official when he/she personally observes the violation. A municipal civil infraction may also be issued by an authorized enforcement official who after investigation has reasonable cause to believe that a violation occurred and it is approved by the Prosecuting Attorney prior to its issuance.

12.4. Service of Municipal Civil Infractions. Municipal civil infractions should be served personally if possible. If personal service cannot readily be obtained, municipal civil infractions may be served by first class mail. When served by mail, the defendant's correct name and address shall be confirmed prior to mailing.

12.5. Municipal Civil Infraction Citations; Contents.

(a) A municipal civil infraction citation shall contain:

- (i) A description of the violation;
- (ii) The time within which the alleged violator must contact the Bureau for purposes of admitting or denying responsibility;
- (iii) The address and telephone number of the Bureau;
- (b) Further, the citation shall inform the alleged violator that he or she may do one of the following:
 - (i) Admit responsibility for the municipal civil infraction within the time specified for appearance and pay the specified fine by mail or in person;
 - (ii) Admit responsibility for the municipal civil infraction "with explanation" within the time specified for appearance by mail or in person, or by representation; or
 - (iii) Deny responsibility for the municipal civil infraction and requesting either an informal or formal hearing in the matter.

12.6. Establishment of Municipal Civil Infractions Violations Bureau. The Municipal Civil Infraction Violations Bureau for disposition of municipal civil infractions is the Eaton County 56A District Court Office, 1045 Independence Boulevard, Charlotte, Michigan.

12.7. Fines. A person, corporation or firm, who accepts responsibility for, or is found responsible for a municipal civil infraction under this ordinance, shall pay a civil fine of not less than \$75 and not more than \$500, plus costs for each infraction. A fine schedule shall be determined and posted at the 56A District Court.

SECTION 13. MISCELLANEOUS.

13.1. Rules of Construction. When not inconsistent with the context, words used in the present tense include the future and past tenses. Words in the singular include the plural and words in the plural include the singular. Masculine includes the feminine and neuter. Words or terms not defined in this Ordinance shall be interpreted in accordance with their common meaning. The words "shall" and "will" are mandatory and not merely directive. Headings are inserted for convenience and shall not limit or increase the scope of any provision or Section of this Ordinance.

13.2. Severability. If any part of this Ordinance shall be held unconstitutional or void, such part shall be deemed severable and its invalidity shall not affect the remaining parts of this Ordinance.

13.3. Safety Clause. Eaton County hereby finds, determines, and declares that this Ordinance is necessary for the immediate preservation of the public health, safety, and welfare of the cities of the County, the County, and the inhabitants.

SECTION 14. REPEAL AND SAVINGS CLAUSE.

14.1. Repealer. All Ordinances or parts of Ordinances inconsistent with this Ordinance are repealed to the extent they are in conflict with this Ordinance. However, any and all civil and criminal actions arising out of any Ordinance repealed by this Ordinance which are pending in a court of this State, or otherwise vested on the effective date of this Ordinance shall not abate and shall be saved and may proceed to conclusion pursuant to the terms of the repealed Ordinance.

SECTION 15. ADOPTION OF ORDINANCE.

15.1. Adoption; Effective Date. This Ordinance shall be adopted only after a majority of the Commissioners elected and serving shall vote in favor of its adoption. The Clerk of the Board of Commissioners shall then endorse this Ordinance and the Chairperson of the County Board of Commissioners shall sign this Ordinance, which shall then be certified by the Clerk before it is considered adopted. This Ordinance shall then take

effect seven (7) days after the date that it is published in a newspaper of general circulation in Eaton County. The County Clerk shall certify the publication.

Effective (date) _____

Chairman, Board of Commissioners

Clerk, Board of Commissioners

I, _____, Clerk of the Circuit Court for said County of Eaton do hereby certify that the foregoing is a true copy of a record now remaining in the Office of the Clerk of said County and Court. In testimony whereof, I have hereunto set my hand, and affixed the seal of said Court and County, at the City of Charlotte, this _____ day of _____ AD, 2012.

BY

Clerk

Michigan Department of Community Health Communicable Disease Division

Bites and Scratches from Zoo/Exotic Animals: Risk for Rabies?

Whenever a person is bitten by an animal, there should be an assessment made as to the risk of rabies infection.

- Rabies is a virus that can infect any mammal, including humans. It produces an infection of the nerves and brain, leading to death if timely treatment is not given.
- An infected animal sheds the virus in its saliva, and can transmit the virus to another animal or a person when it bites or when its saliva gets into an open wound or into the eyes, nose or mouth.
- Human rabies is rare in the United States, but some wildlife species such as bats and skunks maintain the virus in the wild. Unvaccinated animals occasionally become infected from contact with wildlife.
- Because rabies is a fatal disease, concerns for human health may outweigh concerns about animal health.

The following are some of the questions that should be asked whenever someone is bitten or scratched by a zoo or exotic animal, whether it is in a public or private exhibit.

What is the species of the biting/scratching animal?

- Only mammals are susceptible to infection with the rabies virus.
- Bites or scratches from species other than mammals do not pose a risk of rabies.
- If the biting/scratching animal is a primate, it is important to assess the risk of herpes B virus infection (macaque monkeys are a primate species of particular concern).

What is the health of the biting/scratching animal?

- Scientific studies have shown that rabies infected dogs, cats and ferrets have rabies virus present in their saliva and are contagious a few days before symptoms occur, and die within a few days once symptoms begin.
- Rabies infected animals may show signs of inflammation of the brain, including unusual behavior, aggression, incoordination, seizures, etc, or they may be lethargic and unable to move.
- Any biting animal that is showing signs of rabies should be immediately euthanized (humanely killed) and tested for rabies.

How is the animal housed? Does it have an opportunity to be exposed to animals that could be infected with rabies (bats, skunks, raccoons)?

- Mammals that are housed in such a way that they have no opportunity to be exposed to rabies infected wildlife (kept strictly indoors, no contact with any other animals) are at very low risk of being infected with rabies.

Michigan Department of Community Health Communicable Disease Division

- Any animal that is newly arrived to the zoo and that may have been exposed to other animals should be quarantined for a period of time before being placed on display, to preclude the spread of infectious diseases such as rabies.

How did the bite or scratch occur?

- Any wild or exotic animal has the potential to cause injury to humans.
- Unlike domesticated animals such as dogs, cats, horses, cows, etc., exotic and wild animals have not been bred to accept contact from human beings. Their natural tendency is to protect themselves when they feel threatened. Any situation in which a person strives for direct contact with an exotic or wild animal, or enters that animal's territory may **provoke** an attack. This behavior is not considered to be unusual for wild animals.

The biting/scratching animal has been vaccinated against rabies. Does that mean that it could not be infected with rabies?

- Rabies vaccines have been developed for use in several species of domestic animals, and these vaccines have been tested to assure that they are effective in preventing infection in the species of animal for which they were developed.
- There are no vaccines available that have been proven to be effective in exotic or wild animals.
- Many exhibits and zoos vaccinate their valuable animals with rabies vaccine approved for use in other species (off-label use). This is done for the animal's protection. It is not known if the vaccines are effective in preventing rabies infection in exotic or wild species of animals after a bite from a rabid animal.

How can you be sure that the biting/scratching animal is not infected with rabies?

- The only way to be certain that an animal is not infected with rabies is to test the brain. Therefore, testing the animal for rabies requires that the animal be euthanized (humanely killed).
- There is no reliable test that can be done on a live animal.

Can the biting/scratching animal be quarantined and observed for signs of rabies?

- There is significant scientific information that dogs, cats and ferrets only shed virus for 2-3 days prior to becoming sick, and they die within a few days of becoming ill. This is the basis of our 10 day quarantine for these species following a bite.
- Zoo and exotic species are wild animals, and there is little information on rabies virus shedding in these species. For that reason, the 10-day quarantine cannot be applied to bites involving zoo and exotic species.
- In certain low risk situations, the decision may be made to place the animal under quarantine for a minimum of 30 days. This should be sufficient time to be assured that virus was not present in the animal at the time of the bite, as rabies is a uniformly fatal disease when not treated.

Michigan Department of Community Health Communicable Disease Division

Is there a treatment to prevent rabies in a person who is potentially exposed to rabies?

- Rabies in humans is rare (about 1-2 cases per year in the U.S.), but the outcome is always fatal without treatment.
- The only way to prevent the disease from developing in a person bitten by a rabid animal is to administer treatment, called post-exposure prophylaxis (PEP).
- This treatment includes an initial injection of immune globulin (antibodies) and an injection of vaccine (in most cases given in the muscle of the upper arm) beginning shortly after the exposure, with additional doses of vaccine given on days 3, 7, 14 and 28 after the first day of treatment (called day 0).
- This treatment is 100% effective against rabies when given according to protocols.
- Ideally PEP should start as soon as possible after the exposure. Rabies PEP is considered a medical urgency, not an emergency.
- If the animal that caused the bite or scratch is available and can be tested for rabies, then treatment can wait for testing to be completed.
- If testing determines that the animal was not infected with rabies, then no treatment is necessary.

What steps should be taken when a person is bitten or scratched by a zoo/exotic animal?

- The injury will be assessed and the need for emergency care will be determined.
- The bite victim will be asked to identify the animal that caused the injury.
- An incident report will be completed.
- The bite victim will be sent for medical care; the need for a tetanus booster and antibiotics will be evaluated.
- The incident will be reported to the local health department and local animal control agency.
- The animal will be removed from display.
- The local health department will make an assessment of the situation with regard to the risk of rabies for the person.
- Depending on the risk assessment, the animal may be euthanized and tested for rabies, or quarantined for an agreed upon period of time.
- Alternatively, the bite victim may decide to undergo rabies post-exposure treatment with the animal quarantined for an agreed upon period of time.

Protocol For Zoo/Exotic Animal Bites to People

Stabilize Victim/Call 911 if necessary

Contact Zoo Veterinarian/ Head Curator/ Director:
_____ (phone)

Fill out facility incident report

Provide Rabies fact sheet to victim

Send victim to receive medical attention

Victim is Volunteer/ Public:

Contact Local Health Department and report:

- Where bite occurred
- Victim name/date of birth/address/contact #
- Species of animal involved
- Circumstances of the bite

Local Health Department:

517-541-2641 (weekday)

517-541-2683 (after hours)

For additional information:

Michigan Department of Community Health:

517-335-8165 (weekday)

517-335-9030 (after hours)

Department of Agriculture:

517-373-1077 (weekday)

517-373-0440 (after hours)

Victim is Zoo Employee:

Contact local hospital or
occupation health office:
_____ (phone)

Contact Animal Control

Eaton

517-543-5755 (phone)

Barry 269-948-4805

Wildlife:

Carnivore: euthanize
and submit for
Rabies testing

Other: Immediate
quarantine pending
instruction

Zoo animal:

Institute
immediate
quarantine
until instructed
to do
otherwise

Michigan Rabies Working Group 5/08

MODEL ZOO/EXOTIC ANIMAL BITE LETTER
[PLACE ON AGENCY LETTERHEAD]

[Date]

[Victim's name
Address]

Dear [victim's name]

It has been reported to our agency that on [date] you were bitten by a [species name of wild/exotic/hybrid animal], owned by [business/non-profit/owner], [business/non-profit/owner's address]. Only mammals are susceptible to infection with rabies virus. On average, about 50 cases of rabies are confirmed in Michigan annually. Most occur in wild animals—primarily bats and skunks—but those animals can also spread the virus to our pets and to us. Therefore, whenever someone is bitten by an animal, rabies is a potential concern. Rabies is transmitted when saliva from an infected animal gets into an open wound or mucous membrane. Rabies in humans is rare (about 1-2 cases per year in the U.S.), but the outcome is almost always fatal. The only way to prevent the disease from developing in a person bitten by a rabid animal is to administer **treatment**, called post-exposure prophylaxis (PEP), as soon as possible after the bite. This treatment includes an initial injection of antibodies (immune globulin) and an injection of vaccine (in most cases given in the muscle of the upper arm) —called Day 0 of treatment, with additional doses of vaccine given on days 3, 7, 14 ~~and 28~~ of the PEP protocol. PEP is 100% effective against rabies when given according to this protocol. Ideally post-exposure treatment should start as soon as possible after exposure. Rabies treatment is a medical urgency, not an emergency.

Therefore, it is important to determine your risk of exposure to rabies as soon as possible after being bitten by an animal. There is significant scientific information that dogs, cats, and ferrets only shed virus (are infectious) for 2-3 days prior to becoming sick, and they die within a few days of becoming ill. This is the basis of our 10 day quarantine for these species following a bite. [wild/exotic/hybrid species] are wild animals, and there is little information on rabies virus shedding (infectious period) in this species. For that reason, the 10-day quarantine period cannot be applied in this situation. The only reliable way to know if this animal is rabid is to test its brain, which requires that the animal be euthanized (humanely killed) and its head sent to the Michigan Department of Community Health's Bureau of Laboratories. This is in accordance with CDC's Immunization Practices Recommendations which can be found on the internet at <http://www.cdc.gov/mmwr/preview/mmwrhtml/rr57e507a1.htm>.

Confined or "captive" wild mammals that are not completely excluded from all contact with wildlife can become infected with rabies. Valuable zoo/exotic animals are often vaccinated against rabies using vaccines that are not licensed for use in these species (extra label use). This is for the animal's protection only, and does not influence public health decisions about the need for testing of the animal or human post-exposure treatment following a bite. **Note that there is no rabies vaccine approved for [wild/exotic/hybrid species] because there have been no studies done to confirm that the vaccine will protect this species against infection with rabies virus.**

Occasionally, an animal may be placed under a minimum 30 day quarantine instead of being euthanized and tested. This would be sufficient time for the animal to develop signs of rabies, if it were infected at the time of the bite. However, such a quarantine may place you at risk. If the animal were to develop signs of rabies, you would likely be past the optimum time to receive

MODEL ZOO/EXOTIC ANIMAL BITE LETTER
[PLACE ON AGENCY LETTERHEAD]

preventive treatment. These situations require consultation between you, your physician and public health authorities. You may elect to undertake rabies post-exposure treatment in addition to quarantining the animal, understanding the fact that the risk of rabies is low but not zero.

[Victim' name], in this specific situation, has agreed to the following, based on a thorough risk assessment:

[Choose one option/delete other]

Option 1: [Health agency], in consultation with the Michigan Department of Community Health, has determined that this bite represents significant risk for exposure to rabies. Therefore, it is recommended that the [wild, exotic/hybrid species] be immediately euthanized and its brain examined for rabies. The decision to begin rabies PEP will depend on the results of this testing. [Health agency] can facilitate this process.

Option 2: [Health agency], in consultation with the Michigan Department of Community Health, has determined that this bite incident represents a low risk of exposure to rabies. The only way to be certain that the biting animal is not infected with rabies is to euthanize the animal and test its brain. As agreed, instead of euthanizing the animal, our agency and [Michigan Department of Agriculture/local animal control agency] will issue the quarantine order for the [wild/exotic/hybrid species] involved with this bite. Following a health exam by a veterinarian, the animal will be confined to [where] ~~and~~ not be exposed to new animals during the quarantine period. Only the animal's caretaker should have contact with the animal. The animal should not be moved from the jurisdiction of the [health department]. Should the animal become sick during the quarantine period, [business/non-profit/owner] will be instructed to call the health department immediately and will be required to have the animal examined by a veterinarian. If the animal is showing signs of rabies, it will be ordered euthanized and tested immediately. If the animal dies for any reason, it should be immediately tested. At the end of the [__] - (minimum 30) day quarantine the owner has agreed to have a licensed veterinarian provide documentation that the animal is healthy.

You can find more information on rabies in Michigan at the Michigan Department of Community Health's emerging disease website at www.michigan.gov/rabies, and the Center for Disease Control and Prevention's Rabies website at www.cdc.gov/rabies/.

Please discuss this information with your physician as soon as possible. If you have any additional questions, please call us at [agency contact info].

Sincerely,

[Name Health Department Officer]
[Title]
[Health Department]

CC: [physician]
[business/non-profit/owner]

POTBELLY PIG REGULATIONS

-MIDLAND, MI

-RIVERSIDE, CA

-WAUKESHA, WI

Chapter 3
ANIMALS AND FOWL*

* **State Law References:** Cruelty to animals, M.S.A., §§ 28.161, 28.245.

Art. I. In General, §§ 3-1--3-15

Art. II. Dogs, §§ 3-16--3-33

ARTICLE I.

IN GENERAL

(Reserved)

Secs. 3-1--3-15. Reserved.

ARTICLE II.

DOGS*

ARTICLE III.

FARM ANIMALS

* **State Law References:** Dog law, M.S.A., §§ 12.511 et seq.; rabies control generally, M.S.A., § 14.311 et seq.

Sec. 3-16. Dog warden; designation; status.

The dog warden of the County of Midland is hereby designated as dog warden for the city. Such warden shall not be considered an employee of the city and shall receive no salary or benefits from the city.

Sec. 3-17. Running at large prohibited.

It shall be unlawful for any person to permit or allow any dog, whether licensed or unlicensed, to run at large or stray beyond the premises of such owner unless under reasonable control of some person.

State Law References: Similar provision, M.S.A., § 12.512.

Sec. 3-18. Howling dogs.

No person shall harbor or keep any dog which by loud or frequent or habitual barking, yelping or howling shall cause a serious annoyance to the neighborhood or to the people passing to and fro upon the streets.

Sec. 3-19. Dog odors.

No person shall harbor or keep any dog which shall create an unpleasant odor in the neighborhood.

Sec. 3-20. Acts, conditions declared nuisances.

All acts or conditions prohibited by this article are hereby declared to be nuisances, with the exception of the licensing and impoundment provisions of this article.

Sec. 3-21. License tag to be worn by dogs.

It shall be unlawful for any person to keep, possess, harbor or have the care or charge of any dog, age four (4) months or over within the city, unless such dog shall wear a collar to which is attached the license tax provided for by the state law.

Cross References: Licenses and business regulations, Ch. 15.

State Law References: Dog tags, M.S.A., § 12.512 et seq.

Sec. 3-22. Disposition of biting, rabid dogs.

It shall be the duty of any person harboring or owning a dog which has been attacked or bitten by another dog or other animal showing the symptoms of rabies, to immediately notify the dog warden or health department that he has such a dog in his possession. Whenever a dog is brought to the pound for having bitten a person, the dog warden may, if deemed necessary and advisable, and after holding such dog for sufficient length of time to meet the requirements of the health department for investigation, cause such a dog to be destroyed as a vicious dog.

Sec. 3-23. Warden authorized to pick up, impound dogs, police powers.

It shall be duty of the dog warden to enforce the provisions of this article. He is authorized to pick up and impound dogs at a dog pound. Such dog warden shall have all power and authority of a police officer of the city in the enforcement of this article.

Sec. 3-24. Warden to keep impoundment record.

The dog warden shall keep a record of the breed, sex, age, color, and markings of every dog impounded, together with the date and hour of such impounding.

Sec. 3-25. Weekly report to chief of police.

The dog warden shall make a weekly report to the chief of police showing the number and sex of all dogs impounded during the week in the city and the disposition of such dogs.

Sec. 3-26. When person presumed dog owner.

Every person in possession of any dog who shall allow such dog to remain about his premises for a period of five (5) days shall be deemed the owner thereof.

Sec. 3-27. Notice to owner of impoundment.

It shall be the duty of the dog warden, as soon as any dog may be received by him under the provisions of this article, to serve notice in writing upon the owner or owners of such dog, if such owner or owners be known. It shall be the duty of the dog warden to reasonably ascertain who the owner or owners of any impounded dog are.

Sec. 3-28. Disposition of impounded animals.

All dogs placed under the custody of the dog warden shall be kept by the dog warden for at least five (5) days, and if the owner or owners cannot then be ascertained, the dog shall be disposed of in the following manner:

(a) If the dog is diseased in the opinion of the dog warden and is not being held under the provisions of section 3-22, it shall be immediately disposed of by killing in a humane manner.

(b) If the dog appears to be a mixed breed, it may be held for sale for a period of five (5) days and if not sold then, be killed in a humane manner.

(c) If the dog appears to be a thoroughbred dog, it may be held for a period of one month, and if not sold within one month, it shall be killed in a humane manner.

Sec. 3-29. Redemption of impounded dogs.

Owners of all dogs impounded under the provisions of this article may claim such dogs by properly identifying themselves as the owner of such animal, and by paying the fees for boarding and impounding which have been duly established. In all cases a proper license shall be produced for such dog in the event that such dog is not already properly licensed.

Sec. 3-30. Unlawful for nonowner to claim dog.

It shall be unlawful for any person to claim or attempt to claim any dog under the provisions of this article when such person is not the legitimate owner of such dog.

Sec. 3-31. Records upon sale, return of dog.

The dog warden, when delivering a dog which has been impounded, to the owner or to a purchaser, shall make out a triplicate receipt describing the dog, stating the hour and date of its delivery, and stating whether the receipt is for the sale of a dog or for the keep of a dog. The dog warden shall keep one receipt, give one to the owner or purchaser, and return one copy and the funds collected to the county treasurer.

Sec. 3-32. Sale fee.

Fees for the sale of dogs taken up by the dog warden shall be determined by the dog warden, and shall be in addition to any impounding fee and any per day fee.

Sec. 3-33. Removal of dead dogs.

The dog warden shall upon notice, have the duty of immediately picking up any dead dog that may be found lying or abandoned upon any street or elsewhere within the city limits, and removing such dead dog to the dog pound.

Cross References: Garbage and trash, Ch. 10.

ARTICLE III.

FARM ANIMALS

Sec. 3-40. Animals—Keeping, Harboring, Breeding.

It shall be unlawful to keep, harbor or breed any farm animal as defined in the City of Midland Zoning Ordinance, being Ordinance No. 1585, except (1) farm animals kept in that portion of the city zoned for agricultural purposes, or (2) animals used in a parade or for providing rides on a temporary basis for which a permit has been issued, or (3) animals kept as part of a show or event at the Midland County Fairgrounds, or (4) miniature pigs subject to the provisions of Division 2 of this article.

Sec. 3-41. Definition—Miniature Pigs.

As used in this article a miniature pig shall mean a pig that does not exceed a weight of 40 pounds at maturity.

Sec. 3-42. License Required.

(a) All miniature pigs kept within the city shall be licensed annually by the City Clerk of the City of Midland within seven (7) days of the time the animal is taken to its place of residence. Said license shall apply to a specific miniature pig, the person responsible for harboring the miniature pig, and the specific premises where the miniature pig is kept. Said miniature pig license shall not be transferable from one animal to another, from one person to another, or from one premises to another. Application and renewal for licensure shall include all of the following:

1. A current health certificate from a licensed veterinarian which attests to the weight and general health of the animal.

2. Payment of an annual fee of \$25.00.

(b) A miniature pig license shall continue to be valid until such time as:

1. The annual renewal fee is not timely paid in accord with the license application.
2. A current health certificate from a licensed veterinarian is not provided upon renewal.
3. The miniature pig is no longer maintained at the licensed location.
4. The licensee no longer resides at the location stated in the license.
5. The license is revoked.

Sec. 3-43. Running at large prohibited.

A miniature pig shall reside in the residence of the owner as a pet and shall not be kept outdoors with exception of periods for exercise and for elimination of waste. It shall be unlawful for the owner of any miniature pig to permit such animal to run at large. Any miniature pig shall be deemed to be running at large unless on a leash, under control of an accompanying person or confined within a motor vehicle, building, fence, or other enclosure of sufficient construction so as to prevent the miniature pig from escaping.

Sec. 3-44. Limitation.

It shall be unlawful for any person to maintain more than one miniature pig at one licensed premises. Each dwelling licensed to harbor a miniature pig may harbor only one miniature pig. All locations where miniature pigs are kept shall be maintained in a clean and sanitary condition.

Sec. 3-45. Breeding and health.

It shall be unlawful for any person to maintain a miniature pig, which (a) is not spayed or neutered upon reaching maturity, or (b) has not undergone a blood test to show the animal is free from pseudo rabies, or (c) is maintained as a food source.

Sec. 3-46. License suspension or revocation.

The City Clerk may suspend or revoke any license once granted, or deny annual renewal thereof, when any provision of this division has been violated. Prior to suspension or revocation of any license, or upon denial of an application for renewal thereof, written notice for such action shall be given to the owner of the miniature pig.

Sec. 3-47. Violations.

Violation of this article shall constitute a municipal civil infraction as provided in Chapter 34 of this Code of Ordinances and may result in revocation of the miniature pig license.

(Ord. No. 1711, § 1, 11-22-10)

Chapter 8.19**POT-BELLIED PIGS****Sections:**

8.19.010	Purpose.
8.19.020	Definition.
8.19.030	Administration and enforcement.
8.19.040	License, compliance with regulations.
8.19.050	Licensing procedures.
8.19.060	Issuance, term, renewals.
8.19.070	Regulations.
8.19.080	Revocation of license.

Section 8.19.010 Purpose.

Miniature pot-bellied pigs are increasing in popularity as domesticated pets and the keeping of not more than two such animals on any single family residentially zoned property, excluding the RA-5 and RC zones, is permitted in the City. However, as such animals are still livestock notwithstanding size, the keeping of such animal needs to be closely regulated and controlled to insure that such animal does not become a nuisance or danger to the general public and the neighborhood in which it is kept. The City Council finds that the keeping of pot-bellied pigs so as not to create a nuisance can be reasonably accommodated by licensing and other restrictions. (Ord. 6213 § 1 (part), 1995)

Section 8.19.020 Definition.

For the purposes of this chapter, the words "pot-bellied pig" shall mean a domesticated miniature Vietnamese, Chinese or Asian pot-bellied or pot-belly pig not exceeding one hundred twenty-five pounds in weight and eighteen inches in height measured at the shoulder. (Ord. 6213 § 1 (part), 1995)

Section 8.19.030 Administration and enforcement.

The provisions of this Chapter shall be administered and enforced by the City's duly appointed and acting Animal Control Director as defined by this Title and the deputies of such Animal Control Director. In addition, the provisions of this Chapter may be enforced by any code compliance officer of the City. (Ord. 6213 § 1 (part), 1995)

Section 8.19.040 License, compliance with regulations.

Notwithstanding the provisions of Title 19 of this code, it is unlawful for any person to own or have custody, control or possession of any pot-bellied pig within the City unless such pig is licensed pursuant to the provisions of this Chapter within ten calendar days upon said pig's entry to the City and unless said pig complies with the regulations as set forth in this Chapter. (Ord. 6213 § 1 (part), 1995)

Section 8.19.050 Licensing procedures.

Any person owning or having custody or control of a pot-bellied pig within the City may obtain a license for such pig from the Animal Control Director in accordance with the following procedures:

A. Application. File with the Animal Control Director an application on a form provided by the City which shall contain the following information:

1. The name and address of the applicant and the address of the property upon which the pot-bellied pig is to be kept;

2. The name, age and weight of the pot-bellied pig including any identifying marks or tattoos;

3. Such other information as the Animal Control Director deems appropriate.

B. License Fee. The application shall be accompanied by a nonrefundable license fee in an amount as may be established by resolution of the City Council.

C. Veterinary Certification. The application shall be accompanied by a statement signed by a licensed veterinarian certifying that the pot-bellied pig has been spayed/neutered, that the pig is in good health and has received all necessary vaccinations, and the height and weight of the pig. Such certification shall be no older than thirty calendar days when submitted to the Animal Control Director. (Ord. 6213 § 1 (part), 1995)

Section 8.19.060 Issuance, term, renewals.

A. Issuance of License. The Animal Control Director shall issue a license for the keeping of a pot-bellied pig on a lot within the City zoned for such use upon the filing of a completed application and a finding that the animal meets the requirements set forth in subsections A through D of Section 8.19.070.

B. Term of License. Any license issued pursuant to this chapter shall be valid for a period of one year from the date of issuance; provided, however, any license expiring on a Saturday, Sunday or holiday, shall be valid until the next work day.

C. Renewals. Any license issued pursuant to this chapter may be renewed for periods of one year each upon the filing of an application for such renewal with the Animal Control Director accompanied by a nonrefundable renewal fee in an amount as may be established by resolution of the City Council. The renewal application shall be on such form as provided by City. The Animal Control Director shall issue such renewed license unless it is found that the pot-bellied pig is not in compliance with the regulations as set forth in Section 8.19.070. (Ord. 6213 § 1 (part), 1995)

Section 8.19.070 Regulations.

The owner or person having custody, control or possession of a pot-bellied pig within the City shall comply with the following regulations:

A. Spayed/Neutered. The pot-bellied pig shall be spayed or neutered.

B. Weight. The pot-bellied pig shall not weigh more than one hundred twenty-five pounds.

C. Height. The pot-bellied pig shall not exceed eighteen inches in height as measured from the shoulder of said animal.

D. De-tusked. Any male pot-bellied pig two years of age or older must have his tusks removed.

E. Confinement on Premises. Each pot-bellied pig shall be provided with a fenced yard designed to assure that the animal is confined and managed in a safe, clean and odor-free manner when out-of-doors. Notwithstanding any other provision of this code, the pot-bellied pig may be kept as a pet in the residence on the lot upon which said pig resides.

F. Leash Requirements. Each pot-bellied pig while on a street, sidewalk or other public place shall be restrained by a harness and leash or similar restraint not longer than six feet in length held by a competent person. (Ord. 6213 § 1 (part), 1995)

Section 8.19.080 Revocation of license.

The license for a pot-bellied pig issued pursuant to this chapter may be revoked by the Animal Control Director upon the finding that the provisions of Subsections A through D of Section 8.19.070 have been violated and not corrected within ten calendar days of issuance by the Animal Control Director or a deputy of the Animal Control Director of a notice of such alleged violation or within such longer period as may be specified in the notice of violation. Upon failing to correct the violation within the required time, the Animal Control Director shall issue a written notice of the revocation of the license and the pot-bellied pig must be removed from the City within ten calendar days thereafter or such longer period as may be set forth in the notice of revocation. (Ord. 6213 § 1 (part), 1995)

CHAPTER 11
Orderly Conduct

11.24 Birds and Animals

(1) PROTECTION OF BIRDS AND ANIMALS. (Rep. & recr. #15-84) No person shall, within the City, catch, kill, wound, worry or molest any bird, destroy or injure the nest or eggs of any bird, nor shall any person permit any dog or animal belonging to them, or in their charge, custody or control, to chase, worry, molest, destroy or catch any animal or bird within the City excepting rats and mice. Any animal or bird that is deemed to be a nuisance may be dealt with as prescribed by the Chief of Police or Humane Animal Welfare Society. This section does not prohibit the City nor other proper authority to manage wildlife within the municipal boundaries of the City.

(2) RUNNING AT LARGE. The owner or keeper of one or more horses, mules, cattle, sheep, goats, swine, chickens, geese, ducks, pigeons or other domestic fowl shall prevent them from running at large in any part of the City.

(3) PIGS AND GOATS. (Am. #25-02)

(a) No person shall keep any pigs or goats except in conformity with the following requirements.

1. No pig or goat shall be kept or permitted in any building, shelter, yard or enclosure unless it be at least 200 yards from any residence, street or highway.
2. All unconsumed food and excreta from the animals shall be removed daily by burying the same in the ground.
3. The floor of any building or shelter in which the animals are kept, fed or housed, shall be washed daily and the washings disposed of in a drywell.

(b) The provisions of (a) do not apply to or include the species *sus scrofa*, more commonly known as a Vietnamese Pot Bellied Pig. Persons keeping Vietnamese Pot Bellied Pigs in the City must comply with the following requirements:

1. Every owner of a Vietnamese Pot Bellied Pig shall pay a license fee and obtain a license in the same manner as is provided for the licensing of dogs under §§174.05 and 174.07, Wis. Stats., respectively.
2. Vietnamese Pot Bellied Pigs must be spayed or neutered prior to receiving the license required by §11.24(3)(b)1. above.

SURVEY OF LANSING AREA COMMUNITIES REGARDING THE
REGULATION OF PETS, LIVESTOCK & WILD ANIMALS

--DELHI TOWNSHIP

--CITY OF EAST LANSING

--CITY OF LANSING

--WILLIAMSTON TOWNSHIP

--WATERTOWN TOWNSHIP

--MERIDIAN TOWNSHIP

Delhi Township

Questionnaire Survey Regarding Pets, Livestock and Wild Animals Delta Township - 2013

1. Does your community have an ordinance which outlines the following?
 - Livestock **We define livestock in the ordinance and provide general, but not exclusive, examples.... Our examples include: cattle, hogs, horses, birds, poultry, sheep, "and similar", etc.**
 - Pets **We stipulate that any property that has more than four cats, dogs or "other household pets" is a kennel. Kennels are permitted by SUP in our Agricultural zoning district only. The test we use for "household pet" is whether or not you could go to a typical pet store and purchase the animal. We have consistently used this test for many years and it has held up.**
 - Service Animals **No distinction is made between this type of animal and the regulations regarding the number of pets before a property is considered to be operating a "kennel".**
 - Emotional Support Animals (Companion Animals) **No distinction is made between this type of animal and the regulations regarding the number of pets before a property is considered to be operating a "kennel". Also, aren't all pets that are kept by humans "emotional support animals"? If we didn't get receive something positive from pets (i.e. "animals we don't eat"), why would we keep them? How would you differentiate this from any other pet? Would a doctor provide a written "prescription" specifying that the only type of animal that would provide *emotional support* for a particular patient was a pig or a chicken, etc.?**
 - Miniature Pet Pigs **Pigs would be classified as "livestock" under our ordinance. Webster's defines a "pig" as follows: a) a young domesticated swine not yet sexually mature; broadly: a wild or domestic swine. A "hog" is defined as follows: a domestic swine especially when weighing more than 120 pounds (54 kilograms); broadly: any of various wild and domestic swine. Pigs, hogs & swine are all the same thing. Additionally, miniature pigs are not commonly and typically available for sale at pet stores in this area.**
 - Kennel **See discussion above.**
2. Does your community have an ordinance which prohibits livestock in residential zoning districts?
 - Yes **Delhi Township just went through the process of extensively evaluating whether or not "urban chickens" should be permitted within residential districts. The Planning Commission did not recommend that the ordinance be changed to permit urban chickens. The current regulations were maintained. Specifically, that a property owner may have livestock (including chickens) on any property that is zoned A-1:**

Agricultural and any R-1A: Rural Residential property containing 40,000 sq.ft. of area or more. Livestock of any kind is not permitted on any other property.

3. Does your community have an ordinance which specifically pertains to pets?
 - Yes (if yes, please provide the section number of the ordinance _____) **See discussion above regarding "kennels". No residentially zoned property may have more than 4 adult cats/dogs/pets. Having more classifies them as a "kennel", which is permitted only in the A-1: Agricultural zoning district, with a Special Use Permit.**
4. Does your community license any animals other than dogs?
 - No. **However, there have been recent serious discussions about outdoor cats, which are becoming a significant problem in some areas. There has been some limited Board discussion about methods that might be available to regulate the number of cats roaming the neighborhoods. One suggestion included requiring licensing. No action has been initiated yet on this issue.**
5. Does your community have an ordinance which limits the number of adult **dogs** which may be kept on a residentially zoned property?
 - Yes **See "kennel" discussion above.**
2. Does your community have an ordinance which limits the number of adult **cats** which may be kept on a residentially zoned property?
 - **See "kennel" discussion above. 4.**
6. Which of the following animals does your community permit in residential zoning districts?
 - Rabbits **X (not more than 4)**
 - Goats
 - Lizards **X (not more than 4)**
 - Ferrets **X (not more than 4)**
 - Spiders **X (if commonly available at a typical pet store & not more than 4)**
 - Horses
 - Skunks
 - Poultry
 - Rodents **X (if commonly available at a typical pet store & not more than 4)**
 - Snakes **X (if commonly available at a typical pet store & not more than 4)**
 - Monkeys **X (if commonly available at a typical pet store & not more than 4)**
7. Any comments or concerns you might have regarding the regulation of pets, livestock and wild animals would be appreciated: **enforcement actions regarding pets & livestock is most commonly the result of neighbor complaints. We would not typically become aware that someone had, for example, more than 4 boa constrictors in their living room unless a complaint was made.**

Permitting livestock or non-traditional pets in residential areas is a slippery slope. For example, if a chicken is ok, why isn't a goat, or a cow? If a potbelly pig is ok, why isn't a hog? I think that these decisions need to be made based on what the *majority of the citizenry* desires. In Delhi, it appears that those wanting to keep urban livestock are a very small minority.

Chris Gruba

From: Tim Schmitt <tschmitt@cityofeastlansing.com>
Sent: Tuesday, September 03, 2013 6:28 PM
To: Chris Gruba
Subject: Animal ordinances

Chris,

Got passed your letter by my boss. Pretty much everything we have about animals in our ordinance is located in Chapter 4 of the City Code. Essentially, if you are under four pets, it is fine. Over four becomes a kennel or pet daycare. In terms of types of animals, the ordinance refers to 'commonly kept and housed inside dwellings.' Pretty open to interpretation, but we've never really had an issue. As an aside, we've had potbellied pigs in the City before and we've never had any issues with them. Not many, but a couple is my understanding.

Let me know if you have any other questions. But feel free to crib from our ordinance at will.

Sincerely,

Timothy R. Schmitt, AICP
Community Development Analyst
City of East Lansing
(517) 319-6828

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Chapter 4 - ANIMALS ^[1]

Sec. 4-1. - Cruelty to animals.

Sec. 4-2. - Poisoning animals.

Sec. 4-3. - Birds and birds' nests.

Sec. 4-4. - Keeping domestic animals and fowl; feeding stray cats; leashes for dogs.

Sec. 4-5. - Removal of dog droppings.

Sec. 4-6. - Penalty; citations.

Sec. 4-1. - Cruelty to animals.

No person shall cruelly treat or abuse any animal or bird.

(Code 1994, ch. 107, § 9.91)

Sec. 4-2. - Poisoning animals.

No person shall throw or deposit any poisonous substance on any exposed public or private place where it endangers, or is likely to endanger, any animal or bird.

(Code 1994, ch. 107, § 9.92)

Sec. 4-3. - Birds and birds' nests.

No person, except a police officer acting in his/her official capacity, shall molest, injure, kill, or capture any wild bird, or molest or disturb any wild bird's nest or the contents thereof.

(Code 1994, ch. 107, § 9.93)

Sec. 4-4. - Keeping domestic animals and fowl; feeding stray cats; leashes for dogs.

(a)

Except as provided in this section, no person shall keep or house any animal, bird, or reptile within the city except dogs, cats, canaries, or other animals which are commonly kept and housed inside dwellings as household pets, and in all cases with regard to dogs or cats no person or persons shall keep or house more than four dogs or four cats or a combination making a total of four of both within any dwelling within the city. No dog shall be kept, restrained, confined, or housed in the front yard unless attended by a person who is present in the front yard of any single-family or two-family residence. Horses may be kept for private use in those areas of the city zoned agricultural.

(b)

No person shall place outdoors, or in any other place readily accessible by stray cats, more than one-half pound per day of cat food or food intended for consumption by cats.

(c)

No person shall have at any time outdoors on their property or property leased by them, or in any other place readily accessible by stray cats, more than one-half pound of cat food or food intended for consumption by cats.

(d)

No person owning or in control of any dog shall allow the dog to enter upon any public sidewalk, street, or any other public property unless the dog is being held by a person with a leash or electric leash except as may be otherwise permitted by park rules.

(e)

Notwithstanding paragraph (a) of this section, persons may keep chickens if done so in conformity with all of the following:

(1)

Any person who keeps chickens in the city shall obtain a permit from the city prior to acquiring the chickens. Application shall be made to the city clerk with a fee as determined by council resolution.

(2)

Permits expire and become invalid five years after the date of issuance. A person who wishes to continue keeping chickens shall obtain a new permit on or before the expiration date of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements that are applicable at the time the person applies for a new permit.

(3)

Notwithstanding the issuance of a permit by the city, private restrictions on the use of property shall remain enforceable and take precedence over a permit. Private restrictions include but are not limited to deed restrictions, condominium master deed restrictions, neighborhood association by-laws, and covenant deeds. A permit issued to a person whose property is subject to private restrictions that prohibit the keeping of chickens is void. The interpretation and enforcement of the private restriction is the sole responsibility of the private parties involved.

(4)

A person who keeps or houses chickens on his or her property shall comply with all of the following requirements:

a.

Have been issued the permit required under subsection (1) of this section.

b.

Keep no more than four chickens.

c.

The principal use of the person's property is for a single-family dwelling.

d.

No person shall keep any rooster.

e.

No person shall slaughter any chickens.

f.

The chickens shall be provided with a covered enclosure and must be kept in the covered enclosure or an adjoining fenced enclosure at all times. Fenced and covered enclosures are subject to all provisions of [chapter 50](#) (zoning).

g.

A person shall not keep chickens in any location on the property other than in the backyard as defined by the zoning code.

h.

No covered enclosure or fenced enclosure shall be located closer than 10 feet to any property line of an adjacent property.

i.

All enclosures for the keeping of chickens shall be so constructed or repaired as to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure. A covered enclosure or fenced enclosure shall not be located closer than 40 feet to any residential structure on an adjacent property.

j.

All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rats, mice, or other rodents shall be protected so as to prevent rats, mice, or other rodents from gaining access to or coming into contact with them.

(5)

If the above requirements are not complied with, the city may revoke any permit granted under this section and/or initiate prosecution for a civil infraction violation. Each day a violation exists shall constitute a separate offense.

(6)

A person who has been issued a permit shall submit it for examination upon demand by any police officer or code enforcement officer.

(7)

This section shall not regulate the keeping of chickens in those areas zoned residential agricultural district, RA, or agricultural-A, where the raising of poultry is a permitted principal use when conducted in compliance with the Michigan Right to Farm Act and the Generally Accepted Agricultural and Management Practices promulgated thereunder.

(Code 1994, ch. 107, § 9.95; Ord. No. 1141, 12-5-2006; Ord. No. 1169, 2-20-2007; Ord. No. 1217, 3-3-2009)

Sec. 4-5. - Removal of dog droppings.

No person owning, harboring, keeping, or in charge of any dog shall cause, suffer, or allow such dog to soil, defile, defecate, or to commit any nuisance on any public thoroughfare, sidewalk, passageway, bypass, play area, park, or any place where people congregate or walk, or upon any public property whatsoever, or upon any private property without permission of the owner of said property unless:

(1)

The person who so owns, harbors, keeps, or is in charge of such dog shall immediately remove all droppings deposited by such dog by a sanitary method. The person shall possess a container of sufficient size to collect and remove above-mentioned dog droppings and exhibit the container, if requested by any official empowered to enforce this section.

(2)

The droppings removed from the afore-mentioned areas shall be disposed of by the person owning, harboring, keeping, or in charge of such dog in a sanitary method on the property of the person owning, harboring or in charge of said dog or in an appropriate container provided and maintained in a city park designated for such purpose.

(Code 1994, ch. 107, § 9.95; Ord. No. 1141, 12-5-2006)

Sec. 4-6. - Penalty; citations.

(a)

Any person found responsible for a violation of this chapter shall be responsible for a municipal civil infraction as defined by MCL 600.113, punishable by a civil fine of not less than \$25.00 for the first offense, \$50.00 for the second offense or \$250.00 for a third or subsequent offense, plus costs, damages, expenses, and further orders as provided by [section 1-13](#) of this Code.

(b)

Cases commenced under this chapter shall, to the extent applicable be commenced by the issuance of a citation to the alleged violator as in the manner provided by MCL 600.8707 and shall contain the information required and be processed under the provisions of MCL 600.8709 and MCL 600.8711. Limited duty parking and property maintenance officers appointed by the city manager and assigned to enforcement of the provisions of this chapter under the supervision of the chief of police shall be authorized to issue and serve appearance tickets with respect to any violation of this chapter.

(Code 1994, ch. 107, § 9.96)

FOOTNOTE(S):

--- (1) ---

Cross reference— Environment, ch. 14. ([Back](#))

Questionnaire Survey Regarding Pets, Livestock and Wild Animals
Delta Township - 2013

1. Does your community have an ordinance which outlines the following?
 - Livestock ☒
 - Wild Animals ☒
 - Pets ☒
 - Service Animals ☐
 - Emotional Support Animals (Companion Animals) ☐
 - Miniature Pet Pigs ☐
 - Kennel ☒
2. Does your community have an ordinance which prohibits livestock in residential zoning districts?
 - Yes ☒
 - No ☐
3. Does your community have an ordinance which specifically pertains to pets?
 - Yes ☒ (if yes, please provide the section number of the ordinance 220-79)
 - No ☐
4. Does your community license any animals other than dogs?
 - Yes ☒ (if yes, please list other animals that are licensed ☐)
 - No ☒
5. Does your community have an ordinance which limits the number of adult **dogs** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many dogs are permitted? 3)
 - No ☐
6. Does your community have an ordinance which limits the number of adult **cats** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many cats are permitted? ☐)
 - No ☒
7. Which of the following animals does your community permit in residential zoning districts?
 - Rabbits ☐
 - Goats ☐
 - Lizards ☐
 - Ferrets ☐
 - Spiders ☐
 - Horses ☒ - depending on lot size
 - Skunks ☐
 - Poultry ☐
 - Rodents ☐
 - Snakes ☐
 - Monkeys ☐
8. Any comments or concerns you might have regarding the regulation of pets, livestock and wild animals would be appreciated: _____

*City of Grand Ledge, MI
Friday, August 30, 2013*

Chapter 220. ZONING

Article XVIII. General Provisions

§ 220-79. Keeping of animals.

[Amended 7-27-1998 by Ord. No. 442-98.2]

A. Household pets.

- (1) The keeping of household pets, including dogs, cats, fish, birds, hamsters and other animals generally regarded as household pets, is permitted as an accessory use in any zoning district.
- (2) No more than three dogs, four months of age and older, shall be kept or housed in or at one dwelling unit.

B. Wild animals. The keeping of wild animals, as defined in this chapter, shall be prohibited in any residential or agricultural zoning district.

*City of Grand Ledge, MI
Friday, August 30, 2013*

Chapter 220. ZONING

Article XV. AG: Agricultural District

§ 220-53. Purpose.

The Agricultural Districts are intended to preserve existing areas within the City which are presently used predominantly for general farming and to serve as a temporary zoning designation for parcels newly annexed to the City.

§ 220-54. Principal uses permitted.

- A. All uses permitted and as regulated in the R-LD Single-Family District unless otherwise provided under this article.
- B. Field crops and fruit farming, horticulture, aviaries, hatcheries, apiaries, greenhouses, tree nurseries, and similar agriculture enterprises.
- C. Public and private parks and conservation areas.
- D. Roadside stands selling products grown in the premises upon which the stand is located, provided that contiguous space for the parking of customer's vehicles is furnished off the public right-of-way at the ratio of one parking space for each 15 square feet of roadside stand floor area and that any stand meets setback requirements of the district that would be applied for principal structures.
- E. Uses of a similar but no more objectionable nature.
- F. Accessory buildings and uses customarily incident to any of the above permitted uses.

§ 220-55. Required conditions.

Article XVI, Schedule of Regulations, limiting the height and bulk of buildings, the minimum size of lot permitted by land use and providing minimum yard setback requirements shall be complied with.



Virg Bernero, Mayor

DEPARTMENT OF PLANNING AND NEIGHBORHOOD DEVELOPMENT

316 N. CAPITOL AVENUE • LANSING, MI 48933-1236 • (517) 483-4066 • FAX: (517) 483-6036

PLANNING OFFICE
316 N. CAPITOL AVE., SUITE D-1

August 28, 2013

Mr. Christopher Gruba
Delta Township
7710 W. Saginaw Highway
Delta Township, MI 48917-9712

Dear Mr. Gruba,

Attached is the completed survey form regarding ordinances regulating the keeping of animals in the City of Lansing. The City of Lansing regulates dogs in the zoning ordinance to the extent that the keeping of more than 3 dogs constitutes a "kennel" by Zoning Ordinance definition and kennels are not permitted in any residential district.

With regard to all other animals, the City of Lansing adheres to the Ingham County Ordinances. With the exception of hens, Ingham County does not permit the keeping of livestock (which would include potbelly pigs) in urban residential district. A copy of the ordinance regulating hens is enclosed.

The City of Lansing has also dealt with the keeping of livestock, exotic animals, etc. by stating that the Zoning Ordinance does not list the keeping of such animals in residential districts as a permitted use and therefore, it is not permitted. Attached is a sample letter that we typically send out on such matters.

If you have any questions, please do not hesitate to contact me at 517-483-4085.

Sincerely,

A handwritten signature in blue ink, appearing to read "Susan Stachowiak", is written over a horizontal line.

Susan Stachowiak
Zoning Administrator

Questionnaire Survey Regarding Pets, Livestock and Wild Animals
Delta Township - 2013

1. Does your community have an ordinance which outlines the following?
 - Livestock ☒
 - Wild Animals ☐
 - Pets - dogs only
 - Service Animals ☐
 - Emotional Support Animals (Companion Animals) ☐
 - Miniature Pet Pigs ☐
 - Kennel ☒
2. Does your community have an ordinance which prohibits livestock in residential zoning districts?
 - Yes ☐
 - No - chickens only are permitted
3. Does your community have an ordinance which specifically pertains to pets?
 - Yes ☒ (if yes, please provide the section number of the ordinance)
 - No ☐
4. Does your community license any animals other than dogs?
 - Yes ☒ (if yes, please list other animals that are licensed)
 - No ☐
5. Does your community have an ordinance which limits the number of adult **dogs** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many dogs are permitted? 3)
 - No ☐
6. Does your community have an ordinance which limits the number of adult **cats** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many cats are permitted?)
 - No ☐
7. Which of the following animals does your community permit in residential zoning districts?
 - Rabbits ☐
 - Goats ☐
 - Lizards ☐
 - Ferrets ☐
 - Spiders ☐
 - Horses ☐
 - Skunks ☐
 - Poultry - chickens only
 - Rodents ☐
 - Snakes ☐
 - Monkeys ☐
8. Any comments or concerns you might have regarding the regulation of pets, livestock and wild animals would be appreciated: - Chickens (hens) are permitted in residential districts in accordance with the Ingham County Ordinance regulating same - see attached



VIRG BERNERO, MAYOR

DEPARTMENT OF PLANNING AND NEIGHBORHOOD DEVELOPMENT

316 N. CAPITOL AVENUE ♦ LANSING, MI 48933-1236 ♦ (517) 483-4066 ♦ FAX: (517) 483-6036

316 N. CAPITOL AVE., SUITE D-1

Date

RE: Notice of Violation

Dear ,

Please be advised that the property at Street contains a violation of the City of Lansing Zoning Ordinance, Section 1248 which regulates the uses permitted in the "B" Residential District. The property at Street is zoned "B" Residential and is being used, in part, for the keeping of a pig. Section 1248 of the Zoning Ordinance does not list the keeping of pigs as a permitted use in the "B" district. Furthermore, pigs are not considered domesticated animals and therefore, cannot be considered household pets.

Please have all pigs removed from your property within ten (10) calendar days from the date of this letter. Failure to comply with this notice will result in issuance of a civil fine. In addition, the city may seek a court order of compliance.

If you should have any questions, please contact me at 517-483-4085.

Sincerely,

Susan Stachowiak
Zoning Administrator

The City of Lansing adheres to the Ingham County Ordinance Regulating Chickens

(See below)

An Ordinance to amend the Ingham County Animal Control Ordinance to permit the keeping of chickens in non-agricultural areas of the County.

THE PEOPLE OF THE COUNTY OF INGHAM, MICHIGAN, DO ORDAIN:

Section 1. Purpose and Authority. Deeming it advisable in the interest of the citizens of Ingham County, as authorized by Act 339 of 1919, as amended, being Section 287.261 et seq., of the Michigan Compiled Laws, the County of Ingham, Michigan, adopts this Ordinance amending the Ingham County Animal Control Ordinance.

Section 2. Amendment. Article VIII of the Ingham County Animal Control Ordinance, entitled Prohibition of Livestock or Poultry in Non-Agricultural Areas, is amended to read as follows:

(a) No livestock or poultry shall be owned, kept, possessed, harbored or kept charge of within the boundaries or any non-agricultural area within Ingham County except as such places are provided for shipping said livestock or poultry.

(b) Notwithstanding paragraph (a), and unless expressly prohibited or regulated by a city, village or township ordinance, or private property restriction, chickens may be owned, kept, possessed, harbored, and kept charge of within the boundaries of any non-agricultural area within Ingham County, under the following conditions:

(i) No more than five (5) hens may be kept on any one- or two-family residential property, and no roosters shall be allowed;

(ii) Chickens must be kept in an enclosure so constructed or repaired as to keep the chickens confined on the owner's property, and to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure;

(iii) A covered enclosure or fenced enclosure shall not be located closer than 10 feet from the property line of any adjacent property, nor closer than 40 feet from any residential structure on an adjacent property, unless the adjacent property owner consents in writing;

(iv) All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rats, mice, or other rodents, shall be protected so as to prevent rats, mice, or other rodents from gaining access to or coming into contact with them

(v) No person shall slaughter any chickens.

Section 3. Repeal. All ordinances or parts of ordinances inconsistent herewith are hereby repealed

Section 4. Savings Clause. This Ordinance does not affect rights and duties matured, penalties that were incurred, and proceedings that were begun, before its effective date.

Section 5. Effective Date. This Ordinance Amending the Ingham County Animal Control Ordinance shall take effect when notice of its adoption is published in a newspaper of general circulation in the County.

Questionnaire Survey Regarding Pets, Livestock and Wild Animals
Delta Township - 2013

RECEIVED

AUG 28 2013

WILLIAMSTOWN TOWNSHIP

1. Does your community have an ordinance which outlines the following?
 - Livestock ☒
 - Wild Animals ☐
 - Pets ☒
 - Service Animals ☐
 - Emotional Support Animals (Companion Animals) ☐
 - Miniature Pet Pigs ☒
 - Kennel ☒
2. Does your community have an ordinance which prohibits livestock in residential zoning districts? *some not all*
 - Yes ☒
 - No ☐
3. Does your community have an ordinance which specifically pertains to pets?
 - Yes ☒ (if yes, please provide the section number of the ordinance 8.02) *P*
 - No ☐
4. Does your community license any animals other than dogs?
 - Yes ☐ (if yes, please list other animals that are licensed _____)
 - No ☒
5. Does your community have an ordinance which limits the number of adult **dogs** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many dogs are permitted? 30) *8.02 P*
 - No ☐
6. Does your community have an ordinance which limits the number of adult **cats** which may be kept on a residentially zoned property?
 - Yes ☒ (if yes, how many cats are permitted? 30) *other restrictions such as lot size 8.02 P*
 - No ☐
7. Which of the following animals does your community permit in residential zoning districts?
 - Rabbits ☒
 - Goats ☐
 - Lizards ☐
 - Ferrets ☐
 - Spiders ☐
 - Horses ☐
 - Skunks ☐
 - Poultry ☐
 - Rodents ☐
 - Snakes ☐
 - Monkeys ☐*not in R-1 or R-1S zone but in other residential zones*
8. Any comments or concerns you might have regarding the regulation of pets, livestock and wild animals would be appreciated: *We do not allow farm animals in R-1 or R-1S zones. We are now in court with a landowner who wants to keep pot bellied pigs, goats etc in R-1 zone. We shall see how it goes. If it gets approval from the judge any subdivision lot or city lot could have pigs, chickens, goats whatever.*

Watertown Twp.

Questionnaire Survey Regarding Pets, Livestock and Wild Animals Delta Township - 2013

1. Does your community have an ordinance which outlines the following?
 - Livestock yes
 - Wild Animals no
 - Pets yes
 - Service Animals no
 - Emotional Support Animals (Companion Animals) no
 - Miniature Pet Pigs no
 - Kennel yes
2. Does your community have an ordinance which prohibits livestock in residential zoning districts?
 - Yes ✓
 - No _____

we define "large animals" - horses, cows, pigs, bison (inc. closely related)
3. Does your community have an ordinance which specifically pertains to pets?
 - Yes ✓ (if yes, please provide the section number of the ordinance 28-1570)
 - No _____

attached
4. Does your community license any animals other than dogs?
 - Yes _____ (if yes, please list other animals that are licensed _____)
 - No ✓

Clinton County handles all licensing:
5. Does your community have an ordinance which limits the number of adult **dogs** which may be kept on a residentially zoned property?
 - Yes _____ (if yes, how many dogs are permitted? _____)
 - No ✓

Except we allow private kennels @ up to 3 dogs, but only if for breeding purposes.
6. Does your community have an ordinance which limits the number of adult **cats** which may be kept on a residentially zoned property?
 - Yes _____ (if yes, how many cats are permitted? _____)
 - No ✓

... technically breeding cats would fall under a kennel, but I've never really had to deal w that.

(definitions attached)
7. Which of the following animals does your community permit in residential zoning districts?
 - Rabbits _____
 - Goats _____
 - Lizards _____
 - Ferrets _____
 - Spiders _____
 - Horses _____
 - Skunks _____
 - Poultry _____
 - Rodents _____
 - Snakes _____
 - Monkeys _____

We don't allow large animals on our R-1, R-2 & R-3 parcels; except in situations where Ag is continuing to occur on parcels now zoned for residential.

I have allowed chickens on R-1 parcels in some areas, as "farms" are still a permitted use in our R-1 & we don't specifically prohibit them.

We don't address "exotic" type animals.
8. Any comments or concerns you might have regarding the regulation of pets, livestock and wild animals would be appreciated: I am currently looking at different options for what I would consider to be "medium" sized animals, like sheep, goats, chickens, alpacas, etc.

(c) All information regarding class B home occupations is confidential and any government official who becomes aware of a class B home occupation as a result of the requirements of this section shall not disclose any such confidential information to any other person except to those officials performing duties necessary to comply with the provision of this section. Records regarding class B home occupations are confidential and shall not be disclosed except upon order of a court of competent jurisdiction. (Ord. No. 26, § 3.20, 6-29-2001, Ord. No. 34, 5-1-2011)

State Law References: Instruction in craft or fine art as home occupation, MCL 125.3204.

Sec. 28-570. Keeping of animals.

(a) The keeping of household pets, including dogs, cats, fish, birds, hamsters and other animals generally regarded as household pets is permitted as an accessory use in any residential district.

(b) Any land, building or structure where three or more cats and/or dogs six months of age or older are boarded, housed or bred for commercial purposes shall be considered a kennel and shall only be permitted in the zoning districts where such uses are allowed.

(c) Any other provision of this chapter notwithstanding, the keeping, housing, raising, or use of land for medical care for fowl or animals other than house pets of an occupant of the premises, is subject to the following provisions:

(1) Any pen or building or structure housing or containing these animals shall be a minimum of 10 feet from any property line.

(2) The keeping and raising of large animals, including but not limited to horses, cows, pigs, or bison kept as part of a farming operation shall be permitted on parcels zoned AP, AG, RR, and LI. Large animals raised and kept as part of a farming operation shall be maintained in compliance with the rules, regulations and accepted management practices established by the state department of agriculture and applicable state laws. No large animals shall be permitted on parcels zoned R-1, R-2, R-3, VSC, B-1 or B-2.

(d) Where animals other than house pets of the owner or occupant of the premises are kept or allowed outside, a fence of such construction as to keep said animals from leaving the premises at will shall be provided and regularly maintained. (Ord. No. 26, § 3.21, 6-29-2001; Ord. eff. 3-17-2008; Ord. No. 30, 4-14-2008)

Sec. 28-571. Water and sanitary sewer service.

(a) No structure for human occupancy shall, after the effective date of the ordinance from which this section is derived, be erected, altered or moved upon any lot and used in whole or part for dwelling, business, industrial, or recreation purposes unless

- (1) A total of 750 dairy cattle (all classes); 750 slaughter or feeder cattle, 2,200 swine (all classes), 100,000 poultry (all classes); 5,000 sheep or goats (all classes); or 200 horses (all classes); or
- (2) A population per acre of at least four dairy cattle, four slaughter or feeder cattle, 20 swine, 700 poultry, ten sheep or goats, or four horses.

Junk means, for the purpose of this chapter, miscellaneous solid waste, rubbish, scrap, debris, or reclaimable material located outside a fully enclosed building, including, but not limited to tires, vehicle parts, paper, rags, scrap metal, scrap equipment, glass, household appliances, garbage, and vehicles or machines in a condition which precludes their use for the purpose for which they were manufactured.

Junk yard means and includes automobile wrecking yards and salvage areas and includes any area of more than 200 square feet for the storage, sale, processing, keeping or abandonment of junk, including scrap metals, other scrap materials or reclaimed materials, or for the dismantling, demolition, or abandonment of automobiles or other vehicles or machinery or parts thereof for profit, but does not include uses established entirely within enclosed buildings.

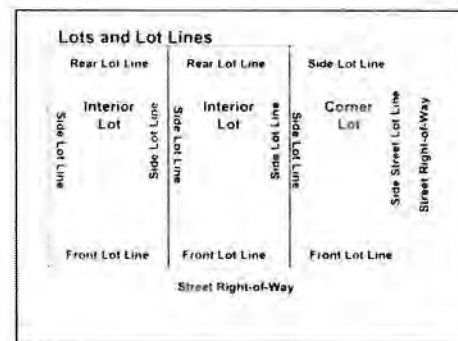
★ *Kenel, commercial* means any building and/or land used, designed or arranged for the commercial sale, boarding, breeding, care or treatment of three or more dogs, cats or other domestic animals for profit.

★ *Kenel, private* means any building and/or land used, designed or arranged for the boarding, breeding or care of dogs, cats or other domestic animals belonging to the owner thereof and kept for purposes of sale provided that no more than three such animals, six months of age or older are kept on the premises either permanently or temporarily. The keeping of such animals shall be strictly incidental to the principal use of the premises.

Landmark tree means any living tree of stature standing alone in the open; or any living woodlot tree which stands obviously apart from its neighbors by size, form, or species. Living trees equal to or greater than 36 inches in diameter will generally be considered a landmark tree regardless of location or type.

Loading space means an off-street space on the same lot with a building or group of buildings, for temporary parking for a commercial vehicle while loading or unloading merchandise or materials. Off-street loading space is not to be included as off-street parking space in computation of required off-street parking.

Lot means a parcel of land occupied or intended for occupancy by a use permitted in this chapter, including one main building with its accessory buildings, and providing the open spaces,



★

See
regulations

(2) *Commercial kennels or veterinary services.* A residence may also be located on the same property.

- a. Unless required elsewhere in this chapter, the minimum lot area shall be two acres.
- b. Buildings wherein animals are kept, dog runs, and exercise areas shall not be located nearer than 150 feet to any adjacent occupied dwelling or any adjacent building used by the public. Runs and exercise areas shall not be located in any required front, rear or side yard setback area.
- c. All principal use activities, other than outdoor dog run areas, shall be conducted within a totally enclosed building.

(3) *Commercial planned unit development (CPUD).*

- a. Intent and purpose. The intent of the commercial planned unit development (CPUD) is to provide specific standards for preplanned development of commercial areas within the township. These standards are meant to promote the opportunities for managed commercial growth and development that is consistent with the township comprehensive development plan. Among the specific purposes of the commercial PUD are:
 1. Encourage efficient flow of traffic by minimizing conflicts from turning movements.
 2. Make land use and site plan review decisions in conjunction with the transportation system to sustain the capacity of the road by limiting and controlling the number and location of driveways and requiring alternate means of access through shared driveways, service drives, and access from cross streets.
 3. Sustain the traffic carrying capacity of the roadway in order to delay or avoid premature widening which would detract from the character of the township.
 4. Ensure that distractions to motorists are minimized by avoiding blight and clutter, promoting aesthetics, and providing property owners and businesses with appropriate design flexibility and visibility.
 5. Encourage the rural and small town character as expressed through the comprehensive development plan by requiring

EMAIL FROM BRADLEY KAYE

PLANNING DIRECTOR, MIDLAND MI

Chris Gruba

From: Kaye, Brad <bkaye@midland-mi.org>
Sent: Tuesday, September 10, 2013 2:08 PM
To: Chris Gruba
Subject: RE: Potbelly Pig Ordinance

Chris,

I was not here at the City of Midland when the ordinance was adopted, but will try as best I can to answer your questions. My responses are provided within the text of your email below. As we have only had one person want to house a pig, however, which was subsequently removed, we do not have much experience on this to share with you.

C. Bradley Kaye, AICP, CFM

Director of Planning and Community Development
 City of Midland
 333 W. Ellsworth Street
 Midland, MI 48640-5132
 Phone: 989-837-3379
bkaye@midland-mi.org

From: Chris Gruba [<mailto:CGruba@deltami.gov>]
Sent: Tuesday, September 10, 2013 10:22 AM
To: Kaye, Brad
Subject: Potbelly Pig Ordinance

Dear Mr. Kaye,

Hello, my name is Christopher Gruba, I'm a planner for Delta Township which is on the west side of Lansing. Recently, our zoning ordinance has been challenged regarding the keeping of a potbelly pig as a pet on a residential property. Our ordinance classifies swine as livestock and as such, are prohibited on residential properties. We understand that the City of Midland allows potbelly pigs as pets. I had a few quick questions regarding your ordinance if you don't mind:

What has been your experience with your ordinance allowing potbelly pigs as pets?

We had only one family that wanted and housed a potbelly pig in their residence. Their pig grew too large and was removed from the house. We have not had any further requests for this.

How many potbelly pigs do you currently have licensed?

There are no licensed pigs in the City at this time.

Is it a fairly simple process to license a pet pig?

The Clerk's Department handles licensing. The application is fairly simple and is circulated to planning for review before a license is issued.

How long has your present ordinance been in place?

The ordinance was enacted in 2011.

Was the ordinance adopted at the request of a pot belly pig owner or did the City adopt the ordinance in response to a complaint about and subsequent enforcement action against an individual.

Does the City of Midland license any animals other than dogs & pot belly pigs?

No.

I very much appreciate your time. Our Township Board will be reviewing draft language to possibly amend the ordinance.

Christopher Gruba
Planner
(517) 323-8560

DELTA CHARTER TOWNSHIP
FINANCE REPORT
FOR TOWNSHIP BOARD MEETING
11/18/2013

Disbursement requests listed on the following pages, totaling \$ 2,415,830.57 have been received and reviewed by the Manager, Finance Director, and Clerk. It is recommended that all listed vouchers be approved for payment.

Bond/Debt Payments

Investments	1,005,000.00
Payroll & Related	368,392.86
Refunds	1,247.23
Tax Distributions	126,608.98
Vendor Claims	914,581.50
Total	\$ 2,415,830.57

Ken Fletcher, Township Supervisor

Mary Clark, Township Clerk

Howard Pizzo, Township Treasurer

PAYABLES FOR DELTA CHARTER TOWNSHIP BOARD AGENDA
DATE 11/18/2013

Check Date	Check	Vendor Name	Description	Amount
11/06/2013	285105	ALLY FINANCIAL INC	PAYROLL WITHHOLDING	125.00
11/06/2013	285107	BRD PRINTING INC.	ENVELOPES AND OFFICE SUPPLIES	230.83
11/06/2013	285108	CAPITAL AREA UNITED WAY	PAYROLL WITHHOLDING	41.00
11/06/2013	285109	CARQUEST - THE PARTS PLACE	VEHICLE PARTS	550.95
11/06/2013	285110	CITY OF LANSING	GM SANITARY SEWER 425 AGREEMENT - SEPT	54,987.39
11/06/2013	285111	COMCAST	HIGH SPEED INTERNET	69.90
11/06/2013	285113	EATON COUNTY TREASURER	REIMBURSE SALE OF DOG LICENSES	105.00
11/06/2013	285114	EATON COUNTY TREASURER	TAX DISTRIBUTION	58,677.90
11/06/2013	285115	EATON INTERMEDIATE SCHOOLS	TAX DISTRIBUTION	6,057.41
11/06/2013	285116	FIDELITY SECURITY LIFE INS/ EYEMED	VISION COVERAGE	1,172.77
11/06/2013	285117	FIREFIGHTERS ASSO OF MICHIGAN	PAYROLL W/H UNION DUES	1,050.00
11/06/2013	285118	BARBARA FOLEY	PAYROLL WITHHOLDING	650.00
11/06/2013	285119	BARBARA FOLEY	PAYROLL WITHHOLDING	170.13
11/06/2013	285120	GRAND LEDGE PUBLIC SCHOOLS	TAX DISTRIBUTION	13,694.43
11/06/2013	285124	INGHAM INTERMEDIATE SCHOOLS	TAX DISTRIBUTION	12,673.23
11/06/2013	285125	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR 5626 RIVER RIDGE	159.27
11/06/2013	285126	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR 4820 DELTA RIVER DR	124.27
11/06/2013	285127	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR MULTIPLE ACCOUNTS	73.35
11/06/2013	285128	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR 7708 ADMINISTRATION	857.52
11/06/2013	285130	LANSING COMMUNITY COLLEGE	TAX DISTRIBUTION	18,934.59
11/06/2013	285132	LANSING PUBLIC SCHOOLS	TAX DISTRIBUTION	494.28
11/06/2013	285133	MEDLER ELECTRIC CO.	HIGH PRESSURE SODIUM LAMP	85.41
11/06/2013	285135	MICHIGAN EDUCATION TRUST	PAYROLL WITHHOLDING	180.00
11/06/2013	285136	BERRY, RICHARD & KAREN	REFUND RENTAL COMPLIANCE 333 RENKER	22.50
11/06/2013	285137	MCCALLUM, ANDREW W & CHARLENE	REFUND RENTAL COMPLIANCE 224 RENKER	22.50
11/06/2013	285138	EDWARD ROSE DEVELOPMENT COMPANY	REFUND RENTAL COMPLIANCE 7606 BRIARBROOK	130.21
11/06/2013	285141	ANITA RIOS	REFUND RENTAL DEPOSIT	250.00
11/06/2013	285142	PHYSICIANS HEALTH PLAN	HEALTH INSURANCE	132,830.09
11/06/2013	285143	PROFESSIONAL SERVICE INDUSTRIES INC	SKYWAY LANE PUMP STATION	1,175.00
11/06/2013	285144	BARBARA ROSSI	CONTRACTUAL - INSTRUCTOR	1,152.00

11/06/2013	285146	TRACTOR SUPPLY CREDIT PLAN	STATEMENT FOR SUPPLIES & MATERIALS	166.88
11/06/2013	285147	VERIZON	TOWNSHIP CELL PHONES	534.98
11/06/2013	285148	TRI COUNTY TITLE	UTILITY REFUND FOR ACCOUNT: 00003841	4.42
11/06/2013	285149	WAVERLY COMMUNITY SCHOOLS	TAX DISTRIBUTION	16,077.14
11/13/2013	285150	ALRO STEEL	ADMINISTRATION SIGN	53.20
11/13/2013	285151	CATHY ROBINSON	REFUND OVERPAYMENT OF AMBULANCE FEES	180.00
11/13/2013	285152	LORI BOLAN	CONTRACTUAL - AQUATICS	108.50
11/13/2013	285153	BRD PRINTING INC.	PRINTING OF OFFICE SUPPLIES	810.99
11/13/2013	285155	CARQUEST - THE PARTS PLACE	VEHICLE PARTS	279.97
11/13/2013	285157	CLASSIC COFFEE CO.	COFFEE	103.00
11/13/2013	285158	COMCAST	HIGH SPEED INTERNET AND CABLE	174.75
11/13/2013	285159	CONSUMERS ENERGY	STREET LIGHTS	3,009.30
11/13/2013	285160	CONSUMERS ENERGY	GAS AT 7708 ADMINISTRATION	104.38
11/13/2013	285161	CONSUMERS ENERGY	ELECTRICITY & GAS FOR MULTIPLE ACCOUNTS	735.05
11/13/2013	285162	CONSUMERS ENERGY	GAS FOR MULTIPLE ACCOUNTS	1,877.63
11/13/2013	285164	CONSUMERS ENERGY	ELECTRIC AND GAS FOR MULTIPLE ACCOUNTS	1,616.55
11/13/2013	285169	DEBRA DUFFY	CONTRACTUAL - AQUATICS	90.00
11/13/2013	285170	EATON COUNTY TREASURER	TAX TRIBUNAL CHANGES	740.20
11/13/2013	285173	MARALYN HYDE	CONTRACTUAL - AQUATICS	220.00
11/13/2013	285175	LANSING BOARD OF WATER & LIGHT	WHOLESALE WATER	171,954.19
11/13/2013	285176	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR MULTIPLE ACCOUNTS	2,041.96
11/13/2013	285177	LANSING BOARD OF WATER & LIGHT	ELECTRICITY FOR 7730 ADMINISTRATION	201.96
11/13/2013	285178	LANSING BOARD OF WATER & LIGHT	STREET LIGHTING IN DELTA TWP	42,053.38
11/13/2013	285180	LOWES BUSINESS ACCOUNT	SUPPLIES & MATERIALS FOR MULTIPLE DEPTS	1,238.27
11/13/2013	285181	CAROLYN MCARTHUR	CONTRACTUAL - AQUATICS	90.00
11/13/2013	285182	MCMASTER-CARR SUPPLY CO.	ALUMINUM DOOR PORT	57.30
11/13/2013	285184	A/C MECHANICAL SYSTEMS, LLC	REFUND DUPLICATE PERMIT PM130566 FEE	100.00
11/13/2013	285185	NORTH WINDS HTG. & CLG. INC	REFUND OVERPMT PERMIT PM130586	20.00
11/13/2013	285186	VCC, LLC	REFUND OVERPMT PERMIT PB130275	180.00
11/13/2013	285187	DOTY MECHANICAL INC	REFUND BUILDING PERMIT PM130571	65.00
11/13/2013	285189	NAPA AUTO PARTS	CURVED RADIATOR AND HOSE CLAMPS	40.62
11/13/2013	285191	MIKE SEAR	SECURITY DEPOSIT REFUND	250.00
11/13/2013	285194	JUDITH STURLEY	CONTRACTUAL - AQUATICS	136.00
11/13/2013	285195	TDS METROCOM	TELEPHONE	18.97

11/13/2013	285197	VERIZON	PHONE, AIR CARD, IPAD WIRELESS	380.10
11/13/2013	285198	MIDSTATE TITLE AGENCY	UTILITY REFUND FOR ACCOUNT: 00025081	22.60
11/13/2013	285200	ZAYO ENTERPRISE NETWORKS	HIGH SPEED PHONES & INTERNET ACCTS	4,053.09
11/20/2013	285201	AIRGAS USA, LLC	OXYGEN	85.25
11/20/2013	285202	AMBS MESSAGE CENTER	ANSWERING SERVICE	211.80
11/20/2013	285203	AMERICAN RENTALS, INC.	PORTABLE TOILET RENTAL	352.00
11/20/2013	285204	APPLIED INDUSTRIAL TECH.	PNEUMATIC FITTINGS	628.12
11/20/2013	285205	ARROW UNIFORM	UNIFORMS	859.20
11/20/2013	285206	AUTO VALUE PARTS STORE	VEHICLE MAINTENANCE PARTS	343.54
11/20/2013	285207	BALKEMA EXCAVATING, INC.	CONTRACTOR PMT HUNTINGTON ACRES	351,224.28
11/20/2013	285208	BARNHART & SON, INC.	SANITARY SEWER REPAIRS	8,614.64
11/20/2013	285209	BARYAMES CLEANERS INC.	UNIFORMS	163.15
11/20/2013	285210	BENTLEY SYSTEMS, INC.	WATERGEMS FOR GIS PIPES	600.00
11/20/2013	285211	BOUND TREE MEDICAL LLC	AMBU RES-CUE KEY	517.74
11/20/2013	285212	BREATHING AIR SYSTEMS DIVISION	AIR COMPRESSOR MAINTENANCE CONTRACT	440.00
11/20/2013	285213	BRUTSCHE CONCRETE PRODUCTS	BURIAL SET UP	335.00
11/20/2013	285214	MATT CALUS	REIMBURSE MEMBERSHIP	25.00
11/20/2013	285215	CAROL'S APPAREL	STAFF SHIRTS/UNIFORMS FOR P&R	614.75
11/20/2013	285216	CDW GOVERNMENT INC.	COMPUTER EQUIPMENT	430.77
11/20/2013	285217	CINTAS CORPORATION #725	BROWN TWP MATS	84.00
11/20/2013	285218	CLASSIC COFFEE CO.	COFFEE, CREAM, SUGAR	279.00
11/20/2013	285219	CORROSION FLUID PROD., CORP.	EQUIPMENT REPAIR & MAINTENANCE	702.00
11/20/2013	285220	DBI BUSINESS INTERIORS	OFFICE & OPERATING SUPPLIES	1,648.93
11/20/2013	285221	DIESEL EQUIPMENT SALES & SERVICE	ALTERNATOR, HOSE CLAMP, FILTER	193.80
11/20/2013	285222	DUCKETT BROTHERS DISTRIBUTING	KLEENEX, FACIAL TISSUE, PAPER TOWEL	495.77
11/20/2013	285223	DYER WELL DRILLING & SERVICE, INC.	WELL DRILLING	1,800.00
11/20/2013	285224	EATON COUNTY	56A DISTRICT COURT PMTS	3,843.57
11/20/2013	285225	EATON COUNTY ROAD COMMISSION	PERMITS FOR ROAD CUTS	1,200.00
11/20/2013	285226	EATON COUNTY ROAD COMMISSION	INSTALLATION PEDESTRIAN SIGNS	682.40
11/20/2013	285227	EATON COUNTY ROAD COMMISSION	TRAFFIC SIGNAL ENERGY	16.92
11/20/2013	285228	EMPLOYEE BENEFIT CONCEPTS INC.	NOVEMBER ADMIN FEE	115.00
11/20/2013	285229	ETNA SUPPLY COMPANY	PARTS FOR WATER SERVICES	3,882.02
11/20/2013	285230	FACILITY SOLUTIONS, INC.	BUILDING MAINTENANCE SUPPLIES	277.06
11/20/2013	285231	JOHN DEERE FINANCIAL	EQUIPMENT REPAIR	166.24

11/20/2013	285232	FERGUSON ENTERPRISES, INC.#934	PRESS AREA ODOR CTRL WATER FILTERY ASSY	282.55
11/20/2013	285233	FIBERTEC ENVIRONMENTAL SERVICES	WWTP LAB SAMPLES	790.00
11/20/2013	285234	FIRE SMART PROMOTIONS	FIRE PREVENTION OPEN HOUSE SUPPLIES	2,350.00
11/20/2013	285235	FLEETPRIDE	BELAIRE GENERATOR	175.64
11/20/2013	285236	FLEIS & VANDENBRINK ENGR., INC	HUNTINGTON ACRES WATERMAIN IMPROVEMENT	43,775.79
11/20/2013	285237	FULLER'S POWER EQUIPMENT CTR	GASKETS	25.57
11/20/2013	285238	GORDON FOOD SERVICE, INC.	39ERS SUPPLIES	496.20
11/20/2013	285239	GOVERNOR BUSINESS SOLUTIONS	EQUIPMENT TONER	285.09
11/20/2013	285240	GRAINGER	PARTS FOR PUMP & WATER LINE VALVE	308.46
11/20/2013	285241	GRANGER	DE-LEAFING	310.00
11/20/2013	285242	GRANGER CONTAINER SERVICE, INC.	TRASH REMOVAL FOR MULTIPLE ACCTS	1,255.46
11/20/2013	285243	GREAT LAKES EXPRESS SERVICE, INC.	MAIL SERVICE	335.75
11/20/2013	285244	GUARDIAN ALARM	ALARM BILLING FOR DELTA FIRE DEPT #1	28.00
11/20/2013	285245	HAWORTH, INC	OFFICE FURNITURE	3,501.63
11/20/2013	285246	HOLLAND SUPPLY, INC.	LOT MARKERS	64.86
11/20/2013	285247	KATIE HUBBARD	CHAIR EXERCISE CLASS INSTRUCTOR	56.00
11/20/2013	285248	J&B MEDICAL SUPPLY, INC	MEDICAL SUPPLIES	169.91
11/20/2013	285249	JOHNSTONE SUPPLY	REPAIRS TO ADMIN BUILDING	86.37
11/20/2013	285250	K & K TRUCKING	TOPSOIL, LIMESTONE AND GROUNDS MATERIALS	1,930.00
11/20/2013	285251	KENDALL ELECTRIC, INC.	ELECTRIC MATERIALS & FUSE BLOCK FOR UV UNIT	2,637.96
11/20/2013	285252	KEUSCH TIRE AND TOWING	WHEEL LUGS FOR SIMULATORS	50.00
11/20/2013	285253	LANGENBERG MACHINE PRODUCTS	INTERMEDIATE TANK SHIFT	70.00
11/20/2013	285254	LANSING BOARD OF WATER & LIGHT	LAB SERVICE FEES FOR OCT	106.00
11/20/2013	285255	LANSING UNIFORM CO.	AMBULANCE SHIRTS	58.50
11/20/2013	285256	CROWNE PLAZA LANSING WEST	MONSTER MASH PARTY CONFERENCE ROOM	360.00
11/20/2013	285257	LOOMIS	ARMORED SERVICE	299.92
11/20/2013	285258	LOUIS PADNOS IRON & METAL CO.	ADMIN SIGN NEW POSTS	68.25
11/20/2013	285259	THOMAS MAIER	REIMBURSE FIRE CONFERENCE EXPENSES	422.90
11/20/2013	285260	MAMC	PRIMARY MEMBERSHIP	60.00
11/20/2013	285261	MAMC	MEMBERSHIP FOR ADDITIONAL MEMBER	40.00
11/20/2013	285262	MIKE MARTIN	REIMBURSE CONFERENCE EXPENSES	41.64
11/20/2013	285263	MCMASTER-CARR SUPPLY CO.	PACKING SEAL TOOL AND THREADED HEX	36.57
11/20/2013	285264	MEDICAL MANAGEMENT SYSTEMS OF	AMBULANCE FEES	8,071.14
11/20/2013	285265	MENARDS	RAW PIT EFFLUENT LINES	41.38

11/20/2013	285266	MICHIGAN ASSESSORS ASSOCIATION	RENEW MEMBERSHIP FEES	300.00
11/20/2013	285267	MICHIGAN COMPANY, INC.	BUILDING MAINTENANCE SUPPLIES	173.16
11/20/2013	285268	MID-STATES BOLT & SCREW CO.	BELAIRE GENERATOR PARTS	8.27
11/20/2013	285269	MICHIGAN MUNICIPAL LEAGUE	CONSORTIUM DRIVERS FEE - MEMBER	2,380.00
11/20/2013	285270	MOYER CONSTRUCTION CO.	CURB REPLACEMENT FOR MAIN BREAK	750.00
11/20/2013	285271	MURPHY & SPAGNUOLO, P.C.	LEGAL FEES; KELLI JOHNSON	1,242.00
11/20/2013	285272	MYERS PLUMBING & HEATING, INC.	HVAC WORK	403.00
11/20/2013	285273	NEWARK	PARTS FOR UTILITY OPS SCADA PROJECT	102.86
11/20/2013	285274	NYE UNIFORM	FIRE UNIFORMS	14.69
11/20/2013	285275	O'LEARY PAINT CO.	ADMINISTRATION SIGN	58.11
11/20/2013	285276	PITNEY BOWES, INC	POSTAGE SUPPLIES	203.98
11/20/2013	285277	PLANNING & ZONING CENTER INC.	ANNUAL PLANNING ZONING NEWS PUBLICATION	185.00
11/20/2013	285278	PURITY CYLINDER GASES, INC	MEDICAL GAS	32.54
11/20/2013	285279	PVS TECHNOLOGIES, INC.	WWTP FERRIC CHLORIDE SOLUTION	10,361.78
11/20/2013	285280	QUALITY TIRE, INC.	TRAILER TIRE REPLACEMENT	81.10
11/20/2013	285281	R&R FIRE TRUCK REPAIR	VEHICLE MAINTENANCE	1,616.11
11/20/2013	285282	R.M. ELECTRIC, INC.	HANDICAP DOOR OPENER	2,237.69
11/20/2013	285283	ROSE PEST SOLUTIONS	PEST CONTROL - CONTRACTUAL	38.00
11/20/2013	285284	PATRICK SCHNEIDER	REIMBURSE CDL RENEWAL	30.00
11/20/2013	285285	SEAL MASTER / MICHIGAN	PAINT FOR ADMIN SIGN	512.91
11/20/2013	285286	STATE OF MICHIGAN	STATE ANNUAL WATER FEE	5,358.66
11/20/2013	285287	STATE OF MICHIGAN	ASSESSOR CERTIFICATION RENEWAL EMP #1	175.00
11/20/2013	285288	STATE OF MICHIGAN	ASSESSOR CERTIFICATION RENEWAL EMP #2	175.00
11/20/2013	285289	STATE OF MICHIGAN	ASSESSING COURSE	500.00
11/20/2013	285290	T.A. GENTRY SUPPLY, INC. - LANSING	HYDRONIC HEATING SUPPLIES	10.03
11/20/2013	285291	THRUN LAW FIRM P.C.	MONTHLY STATEMENT OF LEGAL FEES	11,553.15
11/20/2013	285292	KENNETH VANHALL, III	REIMBURSE EMS INSTRUCTOR EXPENSES	140.00
11/20/2013		STATE OF MICHIGAN	AMBULANCE LICENSE WITH COMMUNITY HEALTH	50.00
				<hr/>
PAYABLES				1,044,653.84
FLAGSTAR BANK CD				1,005,000.00
PAYROLL				366,176.73

GRAND TOTAL \$ 2,415,830.57

CHARTER TOWNSHIP OF DELTA
Public Meeting Room A
Delta Township Administration Building
7710 West Saginaw Highway
Lansing MI 48917

**TOWNSHIP BOARD REGULAR MEETING MINUTES FOR
MONDAY, NOVEMBER 4, 2013**

I. CALL TO ORDER

II. OPENING CEREMONIES – Pledge of Allegiance

III. ROLL CALL

Members Present: Trustee Jeff Hicks, Trustee Dennis Fedewa, Trustee Karen Mojica, Treasurer Howard Pizzo, Clerk Mary Clark, Trustee Doug Kosinski and Supervisor Kenneth Fletcher.

Members Absent: None

Others Present: Community Development Director Mark Graham, Township Planner Chris Gruba, Fire Chief John Clark, Lieutenant Jeff Campbell, Utilities Director Tom Morrissey, Assistant Fire Chief Mike Roman, Sheriff Tom Reich, Finance Director Jeff Anderson, Township Manager Richard Watkins.

III. PRESENTATIONS AND PROCLAMATIONS

- a. **Life Saving Award** – Fire Chief Clark presented Sarah Adams with the Life Saving Award due to her extraordinary life saving efforts while she was at Applebee's.
- b. **Badge Pinning** – Fire Chief Clark stated that due to retirement, those listed below have been promoted to Engineer.
 - **Brian Beckwith** – pinned by his wife Michelle.
 - **Brent Davenport** – pinned by his wife Sarah.

Assistant Fire Chief Roman introduced the following:

- **Ryan Morrissey** – was pinned by his wife Crystal.
- **Mike Ruster** - was pinned by his daughters Ava and Liza.

V. SET/ADJUST AGENDA

TRUSTEE HICKS MOVED TO APPROVE THE AGENDA AS AMENDED BY THE NEW LANGUAGE PERTAINING TO THE EXECUTIVE SESSION IN SECTION 16, 10 OF THE AGENDA. TREASURER PIZZO SUPPORTED THE MOTION.

THE MOTION PASSED 7-0.

VI. PUBLIC HEARINGS

1. FY 2014 Budget

a. Public Hearing

Supervisor Fletcher introduced Finance Director Anderson who summarized the FY 2014 to be adopted. Director Anderson stated the General Fund is a balanced budget with revenues exceeding expenditures by \$14,000. A couple of highlights of the General Fund are that it does focus on the Strategic Plan, restores 3 full time firefighter positions, it funds a study for future park land, it includes \$125,000 for pathways and sidewalks. It also funds a replacement fire engine. There are monies available for rewriting the zoning ordinance as well as implementing clear zoning and other zoning type rewrites for the zoning department. The budget overfunds the other post employment benefit transfer to the trust fund by \$100,000 and that it also includes a 1% cost of living increase.

Finance Director Anderson stated the water and sewer funds budget continues to provide excellent service, addresses capital needs and anticipate only modest increases in rates.

Lastly, Finance Director Anderson stated that the Capital Projects Fund continues be funded appropriately for future purchases. Director Anderson also stated that the budget presentation format was changed to incorporate dialogue from department directors with the Township Board.

Supervisor Fletcher noted the Boards appreciation of the hard work that went into the budget and is pleased with the improvement compared to the last four years that include adding positions back into the budget as well as planning for future investments.

TRUSTEE HICKS MOVED TO CLOSE THE PUBLIC HEARING ON THE FY 2014 BUDGET. TRUSTEE MOJICA SUPPORTED THE MOTION.

THE MOTION PASSED 7-0.

b. Township Resolution

TREASURER PIZZO MOVED THAT THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA ADOPT THE BUDGET FOR 2014 BY APPROPRIATING FUNDS AS SPECIFIED IN THE PACKET.

TRUSTEE FEDEWA SUPPORTED THE MOTION.

ROLL CALL:

AYES: TRUSTEE FEDEWA, TRUSTEE HICKS, TRUSTEE KOSINSKI, TRUSTEE MOJICA, TREASURER PIZZO, CLERK CLARK AND SUPERVISOR FLETCHER.

NAYS: NONE

ABSENT: NONE

THE MOTION PASSED 7-0.

VII. COMMUNICATIONS

VIII. PUBLIC COMMENTS FOR ITEMS NOT ON AGENDA (*maximum two minutes*)

IX. INTRODUCTION OF ORDINANCES

2. Introduction of amendments to the Delta Township Fire Prevention and Protection Ordinance, Chapter 16, article II.

Supervisor Fletcher noted that the Public Safety Committee has reviewed and is in agreement to adopt the amendments. Fire Chief Clark stated that there aren't many additions; there were some clarifications and revisions – that mainly it brings the two ordinances in line with each other and more user friendly.

Treasurer Pizzo asked if the highlights included in the packet were new items, Fire Chief Clark noted that the highlights are either changes or new items. That some were in conflict with the building and plumbing code and others that contained grammatical errors.

Trustee Hicks asked how businesses are notified of changes. Fire Chief

Clark stated that it has been included in the IFC and is now part of the local code. Notifications will be done by Fire Inspector Roberts and posted on the Township website. The area most impacted is the hotel/motel industry which will be a high focus area. Fire Chief Clark stated that the intent of the code is for education not for enforcement purposes.

CLERK CLARK MOVED THE DELTA TOWNSHIP BOARD INTRODUCE AMENDMENTS TO THE DELTA TOWNSHIP FIRE PREVENTION AND PROTECTION ORDINANCE, CHAPTER 16, ARTICLE II, BY ADOPTING THE INTERNATIONAL FIRE CODE, 2012 EDITION IN ITS ENTIRETY, AND THE DELTA TOWNSHIP FIRE DEPARTMENT SUPPLEMENTAL RULES AND REGULATIONS, AND FURTHER, THE TOWNSHIP CLERK IS HEREBY DIRECTED TO ADVERTISE THIS INTRODUCTION IN LOCAL NEWSPAPERS.

Changes to the Fire Prevention Ordinance:

- **105.6.43 Temporary membrane structures, tents, and canopies:** An operational permit is required to erect or operate an air-supported temporary membrane structure or tent 200 square feet or larger, or a canopy 400 square feet or larger, except for structures used exclusively for camping. Tents shall not be erected for more than thirty (30) days in a single period or more than ninety (90) days in a calendar year.
- “Domestic Fire” changed to “Burning Barrel Fire”
- **307.6.4 Burning Barrel Fires:** Burning barrel fires may be permitted in areas zoned A-1 or A-2 any time during the calendar and may only be used between sunrise and sunset.
- “10 pound multi-purpose” added to further define 4A-60BC portable fire extinguishers
- **907.3.1 added:** Duct smoke detectors connected to the fire alarm control until shall be a “smart” type detector capable of sending condition information and being reset from to fire alarm panel. Detectors shall, upon activation, perform the intended function and activate the alarm notification appliances or activate a visible and audible full alarm

- 907.6.5 **Monitoring:** Addition: An IP transmitter for fire alarm transmission is allowed but must be UL Standard listed. Any IP transmitters must have two modes of communication, one of which must be a POTS (Plain Old Telephone System) line.
- 1006.1 **Illumination required:** Addition: The emergency egress lighting shall be tested in dark conditions and witnessed by the Delta Township Electrical Inspector and/or the Fire code Official.

Changes to the Delta Township Fire Supplemental Rules and Regulations:

- Supplemental Rules re-numbered, labeled, and organized to coincide with the applicable 2012 IFC reference
- Standardized “Fire code official” instead of “authority having jurisdiction” and “Fire chief”
- S503.2.3 **Surface:** Facilities, buildings or portions of buildings shall be accessible to fire department apparatus by way of an approved fire apparatus access road with an asphalt, concrete or other approved driving surface capable of supporting the imposed load of fire apparatus weighing at least 75,000 lbs.
- S505.2 **Street or road signs:** All street or roads (public or private) shall be identified with approved signs per the Eaton County Address Ordinance as amended in 2007
- S901.2 **Construction documents:** Sprinkler plans and water calculations shall be submitted electronically to the building and fire departments for review and approval prior to installation.
- S901.5 **Installation acceptance testing:** All tests to the system shall be witnessed by the fire code official and/or the mechanical/plumbing inspector.
- S903.4.2The audible and visual alarm shall both be installed a minimum of 12 feet high, or as approved by the fire code official.
- S907.4.2.5 **Protective covers:** Protective covers to prevent malicious false alarms are *required* for all new and remodel construction unless specifically authorized by the fire code official.

- **S907.6 Installation:** The audience for the audible and visual alarm activation shall be all suites and/or tenants within the same fire rated wall as the initiated alarm, including but not limited to water flow, duct, and detectors per NFPA 72.

TRUSTEE MOJICA SUPPORTED THE MOTION.

MOTION PASSED 7-0.

X. PASSAGE OF ORDINANCES

3. Adoption of Proposed Zoning Ordinance Amendments Pertaining to Pets, Livestock and Wild Animals.

The Community Development Department recommends that the text amendments be denied. Supervisor Fletcher stated that Nicole Schuiling was unable to be present and has requested that this item be tabled until the next Regular Board Meeting November 18, 2013.

TRUSTEE KOSINSKI MOVED TO POSTPONE ACTION ON THE PROPOSED ZONING ORDINANCE TEXT AMENDMENTS SUBMITTED BY NICOLE SHUILING PERTAINING TO PETS, LIVESTOCK, AND WILD ANIMALS UNTIL THE NOVEMBER 18, 2013 REGULAR BOARD MEETING.

Trustee Hicks asked whether Community Development Director Graham would like to update the Board regarding the recommendations from the Planning Commission. Director Graham stated that this ordinance amendment was initiated by a citizen to change definitions of livestock and pets and create new definitions for domestic and companion animals. The Planning Commission held a public hearing on October 14, 2013 and chose at that time to recommend denial of the amendments as submitted. However there was a second motion recommending the Board consider a new draft of the ordinance that follows closely the City of Midland's regulation of pot belly pigs. All documents pertaining have been enclosed. Director Graham noted that the Planning Commission recommend denial as submitted unanimously, however the Board can choose to review the alternative modeled after the City of Midland, which would then follow the same process from the beginning as the original proposal.

Trustee Hicks clarified the process to be that the only recommendation the Planning Commission made was to deny the amendments and that there is a friendly recommendation or question to the Board as to whether it wants to act in furtherance of some other type of changes and Director Graham agreed, further

stating that Ms. Shuiling's application must be voted on by the Board. The Board can then choose one of the 3 following options; do nothing, acknowledge receipt and proceed no further or acknowledge receipt and wish that the Planning Commission initiate action. Trustee Hicks asked if it was Ms. Shuiling who initiated action at the last Board meeting. Director Graham stated in was brought before the Zoning Appeals Board and tabled, an informal discussion occurred at a regular Board meeting with no consensus to proceed with the amendments at that time as there was no specific amendment or case pending at that time.

TRUSTEE MOJICA SUPPORTED THE MOTION.

THE MOTION PASSED 7-0.

XI. CONSENT AGENDA –

TREASURER PIZZO MOVED TO ADOPT THE CONSENT AGENDA AS PRESENTED.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

ROLL CALL:

AYES: TRUSTEE KOSINSKI, TRUSTEE HICKS, TRUSTEE MOJICA,
TREASURER PIZZO, CLERK CLARK, AND SUPERVISOR
FLETCHER.

NAYS: TRUSTEE FEDEWA

ABSENT: NONE

MOTION PASSED 6-1 (FEDEWA).

4. Bills and Financial Transactions - \$1,121,897.66.

Bond/Debt Payments	
Investments	
Payroll & Related	324,229.24
Refunds	11,366.20
Tax Distributions	
Vendor Claims	789,552.43
Total	\$ 1,121,897.66

TREASURER PIZZO MOVED THAT THE BILLS & FINANCIAL TRANSACTIONS BE APPROVED IN THE AMOUNT OF \$1,121,897.66.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

THE MOTION PASSED 6-1 (FEDEWA).

5. Minutes

October 21, 2013 Regular Board Meeting Minutes

TREASURER PIZZO MOVED TO APPROVE THE OCTOBER 21, 2013 REGULAR BOARD MEETING MINUTES AS PRESENTED.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

THE MOTION PASSED 6-1 (FEDEWA).

6. Acceptance of Eaton Senior Leasing, LLC (Ciena Healthcare) Utility Agreement.

TREASURER PIZZO MOVED THAT THE TOWNSHIP BOARD APPROVE THE MUNICIPAL UTILITY AGREEMENT SUBMITTED BY EATON SENIOR LEASING, LLC (AKA CIENA HEALTHCARE) FOR THE EXTENSION OF A WATER AND SEWER FACILITIES TO SERVE THE PROPOSED REGENCY AT LANSING SKILLED NURSING FACILITY ON PROPERTY LOCATED AT 12200 BROADBENT ROAD IN SECTION 9 OF DELTA TOWNSHIP ON PARCEL NO. 040-009-300-024-00. I FURTHER MOVE THAT THE TOWNSHIP SUPERVISOR AND CLERK BE AUTHORIZED AND DIRECTED TO SIGN THE AGREEMENT ON BEHALF OF THE TOWNSHIP.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

THE MOTION PASSED 6-1 (FEDEWA).

7. Proposed 2014 Holiday Schedule

TREASURER PIZZO MOVED THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA APPROVE THE PROPOSED 2014 HOLIDAY SCHEDULE.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

THE MOTION PASSED 6-1 (FEDEWA).

8. Additional Credited Service for Donald Fox, Fire Department

TREASURER PIZZO MOVED THAT AS PROVIDED BY THE MERS PLAN DOCUMENT, THE TWENTY-ONE (21) MONTHS ADDITIONAL CREDITED SERVICE IS GRANTED THIS MEMBER BY RESOLUTION ADOPTED BY THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF DELTA AT ITS MEETING ON NOVEMBER 4, 2013. IT IS UNDERSTOOD THAT CALCULATION OF THE ACTUARIAL COST IS BASED ON THE ASSUMPTIONS APPROVED BY THE MERS RETIREMENT BOARD ON THE DATE THE CALCULATION WAS PREPARED. ACTUAL, FUTURE EVENTS AND EXPERIENCE MAY RESULT IN CHANGES DIFFERENT FROM THOSE ASSUMED, AND LIABILITY DIFFERENT FROM THAT ESTIMATED, AND FURTHERMORE, THE EMPLOYEE (DONALD FOX) WILL BE RESPONSIBLE AND IS REQUIRED TO PAY THE FULL COST OF THE PURCHASE FOR THE CREDITED SERVICE.

TRUSTEE KOSINSKI SUPPORTED THE MOTION.

THE MOTION PASSED 6-1 (FEDEWA).

XII. ITEMS REMOVED FROM CONSENT AGENDA FOR DISCUSSION

XIII. ITEMS ADDED TO AGENDA UNDER SECTION V. SET/ADJUST AGENDA

XIV. ITEMS OF BUSINESS

XV. MANAGER'S REPORT

- Manager Watkins stated that progress is being made on the Huntington Acres project with most of the roads paved and hopefully completed this week.
- The Tri-County Regional Planning Commission filed an application for the Governor's Regional Prosperity Grant. The grant is for an action plan for a regional transit system in the Lansing region. Manager Watkins stated that it has been the consensus of those that have worked on this, and that the future of Economic Development depends on a regional transit system. Manager Watkins states that the intent is to have it back with approvals in early January 2014.
- Supervisor Fletcher noted that the Committee of the Whole meeting on November 11, 2012 is a joint meeting with the Grand Ledge Board of Education and will be held in the conference room of Fire Station 1 due to a Planning Commission meeting in Meeting room A.

XVI. COMMITTEE OF THE WHOLE

9. Resolution to call for action by the Michigan Legislature and Governor to amend the Elliott-Larsen Civil Rights Act.

Trustee Fedewa noted that the timing might be appropriate since the Township just passed its Non-Discrimination ordinance as well as a recent article in the Lansing State Journal. Trustee Fedewa stated that he has heard that there will be legislation coming forward until after the Primary Election in 2014. Trustee Fedewa believes that sending the resolution onto the Legislature and Governor sends a strong message that the Township is taking a strong and assertive role on this issue and hopes that the Board will support the resolution.

Trustee Hicks supports a resolution that mimics the Non-Discrimination ordinance that the Township has adopted without additions.

Treasurer Pizzo noted that the term family responsibility status is included, rather than familial status. Trustee Fedewa stated that the term family responsibility should have been removed.

Supervisor Fletcher asked for consensus on making the appropriate language changes and bringing it back for adoption at the next Regular Board meeting.

Trustee Kosinski stated that during his unavoidable absence he would like to commend the Board in taking action on the Non-Discrimination ordinance and also wanted to note his unequivocal support of that action. Trustee Kosinski noted that with the passage he believes the Township has made the statement that discrimination against anyone has no place in Delta Township. In relation, he stated that he supports the resolution put forward by Trustee Fedewa, in order to afford those protections statewide.

Clerk Clark stated that Delta Township was asked to provide a cost estimate to the County for providing County Wide Election worker training and received a call last week from the County indicating their desire to move forward with Delta Township providing that training. Delta Township will be billing out true cost for both Tracy Ruiz, Deputy Clerk and herself. Over 200 election workers will receive this training from smaller jurisdictions in the county. Training dates will be set in December 2013 for dates in 2014 prior to the elections.

10. Executive Session

CLERK CLARK MOVED THAT THE TOWNSHIP BOARD ADJOURN TO EXECUTIVE SESSION TO DISCUSS NEGOTIATION STRATEGY WITH THE

NEGOTIATION OF A COLLECTIVE BARGAINING AGREEMENT WITH THE DELTA TOWNSHIP FIREFIGHTER'S UNION. THIS IS ALLOWED UNDER THE OPEN MEETINGS ACT, SECTION 15.26 ©, p.a. 267 OF 1976 AS AMENDED.

TRUSTEE HICKS SUPPORTED THE MOTION.

THE MOTION PASSED 7-0.

Adjourned to Executive Session at 6:40 p.m.

TREASURER PIZZO MOVED TO COME OUT OF EXECUTIVE SESSION AT 7:33 P.M.

TRUSTEE HICKS SUPPORTED THE MOTION.

THE MOTION PASSED 7-0.

XVII. PUBLIC COMMENTS –

Trustee Fedewa requested his following comments concerning the Non-Discrimination Ordinance discussed on October 21, 2013 be included in the minutes.

Trustee Fedewa commended the active participation of a wide breath of Delta residents concerning the proposed non-discrimination ordinance and recognized the deep passions people have on the issue.

He state the Board had listened, asked questions, received legal counsel and made many changes to clarify the intent and limitations of the ordinance, and felt the principled concerns of constitutionality, freedom of speech, and religious freedom had been appropriately addressed.

Trustee Fedewa stated the Board enacting a local ordinance is because of the inaction by our state legislature and governor and that proponents claim 70% of citizens support prohibiting discrimination based on sexual orientation. But felt it more efficient to [for] address this on the state level, rather than solely on a community-by-community level.

Trustee Fedewa also stated he recognized and agreed with the Michigan Department of Civil Rights conclusion that significant LGBT community discrimination does exist but felt a sanction of \$50 for violating the ordinance wasn't going to be enough of a deterrent.

XVIII. ADJOURNMENT

Supervisor Fletcher adjourned the meeting at 7:34 p.m.

CHARTER TOWNSHIP OF DELTA

KENNETH FLETCHER, SUPERVISOR

MARY CLARK, CLERK

/kt
M:\Regular Board Meeting\BD\MIN\November 4, 2013
Minutes Approved:

CHARTER TOWNSHIP OF DELTA

Conference Room
Delta Township Fire Station #1
811 Canal Street
Lansing MI 48917

**TOWNSHIP COMMITTEE OF THE WHOLE & GRAND LEDGE PUBLIC SCHOOL BOARD
SPECIAL MEETING SYNOPSIS FOR
MONDAY, NOVEMBER 11, 2013**

I. CALL TO ORDER and Pledge of Allegiance - Supervisor Fletcher called the meeting to order at 6:10 p.m.

Members Present: Treasurer Howard Pizzo, Trustee Jeff Hicks, Trustee Doug Kosinski, Clerk Mary Clark, Trustees Dennis Fedewa, Karen Mojica, and Supervisor Ken Fletcher.

Members Absent:

Others Present: Township Manager Richard Watkins, Grand Ledge School District Board Members: Superintendent, Dr. Brian Metcalf, President, Jay Bennett, Secretary, Jonathan Shiflett, Trustee Brody Boucher, Trustee Sara Clark Pierson, Trustee Linda Wacyk and Trustee Kim Mulvenna.

II. PUBLIC COMMENT ON NON-AGENDA ITEMS – None

III. Discussion Items

A. Delta Township

- a. Strategic Plan – Discussion ensued amongst the Board Members regarding Delta Township's strategic plan.

B. Grand Ledge Public Schools

- a. Strategic Plan – Discussion ensued amongst the Board members regarding Grand Ledge Public Schools Strategic Plan. It was stated that 55% (3100) of the district's students live in Delta Township.
- b. Potential Bond Proposal overview was presented.

**III. PUBLIC COMMENTS (*maximum five minutes*) –
ADJOURNMENT –**

Supervisor Fletcher adjourned the meeting at 7:48 p.m.

CHARTER TOWNSHIP OF DELTA

MARY R. CLARK, TOWNSHIP CLERK
Phone (517) 323-8500



MEMORANDUM

November 12, 2013

TO: Delta Township Board

FROM: Jenny Roberts, Deputy Township Manager

SUBJECT: CONSENT AGENDA – Full-time Salary Schedule Adjustments Effective January 1, 2014

As per the Employee Manual, current salary schedules may be adjusted by the Township Board at its sole discretion (except Fire Union personnel, their wages are set by contract). The FY 2014 budget assumed a 1% increase effective January 1, 2014.

Therefore, please consider the following resolution for approval:

"I move that the Township Board of the Charter Township of Delta approve adjusting the current full-time 'Salary Schedule' wages by 1% to be effective January 1, 2014, and

"I further move the Delta Township Board approve a 1% wage Adjustment for the Township Manager, Richard Watkins, to be effective January 1, 2014."

Thank you.

DELTA TOWNSHIP
FULL-TIME SALARY SCHEDULE
EFFECTIVE 1/1/14

PAY GRADE	Entry Salary	1st Quartile	2nd Quartile	3rd Quartile	Maximum salary
01	28,659.47	30,092.10	31,525.25	32,958.12	34,390.99
	13.7786	14.4674	15.1564	15.8452	16.5341
	20.6679	21.7010	22.7346	23.7679	24.8012
	6.8893	7.2337	7.5782	7.9226	8.2671
02	31,239.02	32,801.15	34,361.46	35,923.58	37,483.88
	15.0188	15.7698	16.5199	17.2710	18.0211
	22.5281	23.6547	24.7799	25.9064	27.0316
	7.5094	7.8849	8.2600	8.6355	9.0105
03	34,051.24	35,753.69	37,456.17	39,156.81	40,859.26
	16.3708	17.1893	18.0078	18.8254	19.6439
	24.5562	25.7839	27.0117	28.2381	29.4658
	8.1854	8.5946	9.0039	9.4127	9.8219
04	37,114.58	38,970.29	40,826.02	42,681.76	44,537.48
	17.8435	18.7357	19.6279	20.5201	21.4122
	26.7653	28.1036	29.4418	30.7801	32.1184
	8.9218	9.3679	9.8139	10.2600	10.7061
05	40,454.89	42,478.64	44,500.56	46,524.32	48,546.23
	19.4495	20.4224	21.3945	22.3675	23.3395
	29.1742	30.6336	32.0918	33.5512	35.0093
	9.7247	10.2112	10.6973	11.1837	11.6698
06	44,096.19	46,300.89	48,505.58	50,710.33	52,915.05
	21.2001	22.2600	23.3200	24.3800	25.4399
	31.8001	33.3901	34.9800	36.5699	38.1599
	10.6000	11.1300	11.6600	12.1900	12.7200
07	48,064.31	50,468.42	52,870.74	55,274.87	57,677.15
	23.1078	24.2637	25.4186	26.5745	27.7294
	34.6618	36.3955	38.1279	39.8617	41.5941
	11.5539	12.1318	12.7093	13.2872	13.8647

08	52,711.93	56,665.28	60,614.93	64,571.97	68,525.32
	25.3423	27.2429	29.1418	31.0442	32.9449
	38.0134	40.8644	43.7127	46.5663	49.4173
	12.6711	13.6215	14.5709	15.5221	16.4724
09	57,455.56	61,715.53	66,075.02	70,384.73	74,694.46
	27.6229	29.6709	31.7668	33.8388	35.9108
	41.4343	44.5064	47.6503	50.7582	53.8662
	13.8114	14.8355	15.8834	16.9194	17.9554
10	60,902.98	65,471.23	70,039.46	74,607.68	79,175.91
	29.2803	31.4766	33.6728	35.8691	38.0653
	43.9204	47.2148	50.5092	53.8036	57.0980
	14.6401	15.7383	16.8364	17.9345	19.0327
11	64,557.19	69,400.55	74,242.09	79,085.43	83,926.94
	31.0371	33.3657	35.6933	38.0218	40.3495
	46.5557	50.0485	53.5400	57.0328	60.5242
	15.5186	16.6828	17.8467	19.0109	20.1747
12	70,368.12	75,647.26	80,924.53	86,203.68	91,480.96
	33.8308	36.3689	38.9060	41.4441	43.9812
	50.7462	54.5533	58.3590	62.1661	65.9718
	16.9154	18.1844	19.4530	20.7220	21.9906
13	76,699.75	82,453.44	88,205.24	93,958.94	99,710.81
	36.8749	39.6411	42.4064	45.1726	47.9379
	55.3123	59.4616	63.6095	67.7589	71.9068
	18.4374	19.8205	21.2032	22.5863	23.9689
Supervisor	22,387.13				
Clerk	74,261.63				
Treasurer	15,457.78				
Trustees	10,447.33				
Manager	113,183.10				



MEMORANDUM

November 12, 2013

TO: Delta Township Board

FROM: Jenny Roberts, Deputy Township Manager

SUBJECT: CONSENT AGENDA – Part-time Salary Schedule Adjustment Effective January 1, 2014

As per the Employee Manual, current salary schedules may be adjusted by the Township Board at its sole discretion (except part-time fire personnel, their wages are set by resolution). The FY 2014 budget assumed a 1% increase effective January 1, 2014.

Therefore, please consider the following resolution for approval:

"I move that the Township Board of the Charter Township of Delta approve adjusting the current part-time 'Salary Schedule' wages by 1% to be effective January 1, 2014, and

"I further move the Delta Township Board approve a 1% wage Adjustment for the Township Assessor Ted Droste, Township Engineer Gary Arnold, and the Senior Activities Coordinator Tammy Opdyke to be effective January 1, 2014."

Thank you.

1.01

**DELTA TOWNSHIP
PART-TIME SALARY SCHEDULE
EFFECTIVE 1/1/14**

PAY GRADE	1st year HIRE	2nd year STEP I	3rd year STEP II	4th year STEP III
01	7.8640	8.5193	9.1746	9.8300
	11.7960	12.7790	13.7619	14.7451
	3.9320	4.2597	4.5873	4.9150
02	9.1746	9.8300	10.4854	11.1406
	13.7619	14.7451	15.7281	16.7109
	4.5873	4.9150	5.2427	5.5703
03	10.4854	11.1406	11.7960	12.4513
	15.7281	16.7109	17.6940	18.6770
	5.2427	5.5703	5.8980	6.2257
04	11.7960	12.4513	13.1067	13.7620
	17.6940	18.6770	19.6600	20.6431
	5.8980	6.2257	6.5533	6.8810
05	13.1067	13.7620	14.4174	15.0726
	19.6600	20.6431	21.6261	22.6089
	6.5533	6.8810	7.2087	7.5363
Sr Act Coord	16.2675	17.0809	17.9350	18.8317
	24.4013	25.6214	26.9025	28.2476
	8.1338	8.5405	8.9675	9.4159

**CHARTER TOWNSHIP OF DELTA
EATON COUNTY, MICHIGAN**

PROPOSED RESOLUTION

At a regular meeting of the Township Board of the Charter Township of Delta, Eaton County, Michigan (the "Township"), held on _____, 2013, at _____ o'clock p.m.:

PRESENT: Trustees:

ABSENT: Trustees:

The following resolution was offered by Trustee _____ and seconded by Trustee _____:

WHEREAS, it is the intent of the Charter Township of Delta that no person be denied equal protection of the laws; nor shall any person be denied the enjoyment of his or her civil or political rights or be discriminated against because of actual or perceived race, color, religion, national origin, sex, age, height, weight, marital status, physical or mental limitation, source of income, familial status, sexual orientation, or gender identity/expression. It is also the intent of the Township to preserve the rights of religious organizations granted to religious organizations by Michigan and Federal law; and

WHEREAS, the Michigan Constitution declares in Article 1, Section 1, "All power is inherent in the people. Government is instituted for their equal benefit, security and protection"; and

WHEREAS, the Michigan Constitution declares in Article 4, Section 1, "The Legislative power of the State of Michigan is vested in a Senate and House of Representatives"; and

WHEREAS, the Michigan Constitution declares in Article 4, Section 51, "The public health and general welfare of the people of the State are hereby declared to be matters of primary public concern. The Legislature shall pass suitable laws for the protection and promotion of the public health"; and

WHEREAS, the Michigan Elliott-Larsen Civil Rights Act, Act 453 of 1976, was enacted "...to define civil rights; to prohibit discriminatory practices, policies, and customs in the exercise of those rights based upon religion, race, color, national origin, age, sex, height, weight, familial status, or marital status; to preserve the confidentiality of records regarding arrest, detention, or other disposition in which a conviction does not result; to prescribe the powers and duties of the civil rights commission and the department of civil rights; to provide remedies and penalties; to provide for fees; and to repeal certain acts and parts of acts"; and

I. Economic Development

PROGRESS MADE:

1. Eighty-two retention and site visits have been completed thus far in 2013.
2. Acquisition of Safe Routes to Schools easements.
3. LEAP & Tri-County Regional Planning for 2013-2015 Economic Development Projects submitted by Staff for three water main projects, two sanitary sewer projects, four road projects, and one pathway project.
4. Thirty new businesses in Delta Township.
5. LLB Asian Market and Lansing Urgent Care received Community Enhancement awards at the 2013 Community Awards event.
6. Staff is currently working with several developers and realtors to develop a plan for the redevelopment of several sites along Saginaw Highway.
7. 87% occupancy rate along Saginaw Hwy from Elmwood to Waverly.

2014 GOALS:

1. Hire a consultant to review current codes and make recommendations – 2nd quarter.
2. Continue to expand database of businesses in commercial corridor.
3. Work with EDC to encourage beautification projects along Saginaw Highway.
 - Banners along Saginaw Highway
 - Possible new Welcome Sign location and spruce up the current welcome sign location
4. Revision of Sign Ordinance.

II. Community Identity/Involvement

PROGRESS MADE:

1. Proactive approach with Noxious Weeds. Sent letters, stopped by, made phone calls if notice properties were in violation rather than just waiting to receive a complaint.
 - Received 126 complaints, 91 came into compliance.
2. Purchased three speed signs to slow traffic in high volume/complaint areas of the Township and to provide data.
3. 2014 Budget includes \$125k for new sidewalks & pathways.
4. Implementation of Several Comprehensive Plan Action strategies:

Residential Growth & Development

- Staff has presented a proactive approach program for Code Enforcement, which could begin to be implemented in second quarter of 2014.

Commercial Growth &

Development – Address decline in commercial properties, staff had been doing frequent “sweeps” along W. Saginaw Highway and have taken down signs without the required permits.

- The Community Development Department is researching ways to regulate

tent displays better. Mark Graham will present to the Board first quarter of 2014.

- July 1, 2013 Mark Graham gave reports pertaining to Downtown Development Authorities, the Corridor Improvement Authority Act and the Commercial Rehabilitation Act noting their possible applicability to the West Saginaw corridor.

Public Services & Facilities – 2013 saw a big watermain replacement project in the Huntington Acres Subdivision. The project also included new sidewalks & drainage as well

- Board adopted a new Municipal Utility Standards
- The 2014-2019 Capital Improvements Program was acknowledged by the Twp. Board on September 3, 2013.

Transportation – The Transportation Committee has reviewed draft Ordinance of Complete Streets and have recommended it be forwarded to the entire Board at their December 9, 2013 meeting for review and then adoption.

- 1/3 mile in length of pathway was built between Elmwood Rd. & Maycroft.
 - 2013 was year two of the Township’s five-year Sidewalk Repair Program.

2013/2014 IMPLEMENTATION STRATEGIES

Environment & Sustainability – a

130 page Stormwater Discharge Permit Application for Delta was submitted to the MDEQ. This was a requirement from MDEQ.

- Internal Sustainability Committee has reconvened and will continue to meet on a regular basis to discuss opportunities and progress in the following categories: Green Fleet, Recycling, Green Building

Utility Cost Savings –

- Replaced older florescent lighting in the Blower, Digester, and Maintenance buildings.
- Implemented three new data servers to new NAS servers that are very low power (wattage) consumption.
- Began implementing a larger water meter replacement program to phase out old inefficient meters.

Recycling Center – began accepting electronics in 2013.

Land Use Planning – The Township's Noise Ordinance was reviewed by the Township Board on April 24, 2013.

- The Township Board sponsored zoning ordinance amendments to address concerns identified by the Twp. Attorney regarding non-conforming uses, buildings, and structures.

- The Township Board adopted amendments to the Vendor's Ordinance on May 6, 2013.
- The Township Board adopted an ordinance on August 5, 2013, that prohibits "ancillary services" from the front setback area of businesses.

2014 GOALS:

1. 2014 Watermain Replacement Project for the Claiborne Subdivision and portions of Michigan
2. Finalize and implement a pro-active code enforcement program – 2nd quarter
3. Recommending changes to the Noxious Weed Ordinance – 1st quarter
4. Recommending changes to the Sidewalk Ordinance for better enforcement capabilities – 1st quarter
5. Continue discussions with Eaton County to provide County services in Delta Township so residents do not have to drive to Charlotte - 1st quarter
6. Continue to improve recycling opportunities for Delta Township residents
7. Continue to purchase the most fuel efficient vehicles
8. Continue to look for ways to improve miles per gallon in current fleet of vehicles
9. Continue to work with Tri-County on an action plan for regional transit.
10. Recycling center will be open an additional 7 hours per week

III. Good Governance

PROGRESS MADE:

1. New website was launched in November 2013.
2. 2014 Balanced Budget was adopted on November 4, 2013.
3. 5,683 employee training hours thus far for 2013.
4. Staff has met with Eaton County and the City of Grand Ledge to explore ideas of more collaboration between the two entities.
5. Held 2013 Employee Retreat.
6. New welcome packet complete and on the website – November 2013.
7. Implemented a process to allow PDF plans and permits to be submitted to our Community Development Department.
8. February 2013, hired a part-time intern to scan all of the Community Development projects.
9. Employees in the Building Division have been cross trained to more efficiently assist customers at the counter and over the phone.
10. Remodel project in the Community Development Department will bring Engineering and Building Division employees together for better communication and more efficiencies within the department.
11. Staff currently services most of the Township fleet in-house as well as the Eaton County Sheriff Department's fleet.
12. We have replaced six vehicles with more fuel efficient vehicles township-wide since 2010.

13. Held a joint board meeting with Waverly Community Schools Board and one with Grand Ledge Public Schools Board.
14. Restructured Administrative Staff in Fire Department.
15. Adoption of the Non-Discrimination Ordinance.

2014 GOALS:

1. Create a concise year-end report for dissemination – 2nd quarter.
2. 2014 Employee Retreat will be held February 17th.
3. Continue to have discussions with Grand Ledge Public Schools and Waverly Community Schools with regard to different opportunities for cooperation – on-going.
4. Create a business database for the website – 2nd quarter.
5. Continue to look for ways to improve services and communications to Delta Township residents.
6. Continue to notify residents through various means about upcoming projects, meetings and events.

IV. Identity & Branding

PROGRESS MADE:

1. I AM DELTA campaign successfully kicked-off at the Community Awards event.
2. Decals, coffee cups, and some shirts have been printed to showcase "I AM DELTA"
3. Staff along with the EDC is working with MDOT and Lansing Board of Water & Light to obtain permission to place banners along Saginaw Highway.
4. Staff attended eleven ribbon cuttings, groundbreaking, grand openings and similar events.
5. Staff attends and provides reports at the monthly Lansing Chamber's Delta Government Relations Committee meetings and Delta Side Association meetings.

2014 GOALS:

1. Improve Welcome Sign and explore new location (spring of 2014).
2. 2014 Delta Side Community Expo will take place at the Lansing Mall on March 1st. J. Roberts is chairing the Expo again this year. Staff will pass out 'I AM DELTA' things.

V. Parks and Paths

PROGRESS MADE:

1. \$17,300 was raised for Fireworks
2. October 2013, Parks Commission adopted a Smoke-Free policy in Delta Township Parks.
3. Staff prioritized 2014-2017 Sidewalk Project list and will be taking a recommendation to the Board beginning of 2014.
4. Improved and expanded playground in Erickson Park.
 - Installed new bleachers.
 - Landscaped along property line.
5. Restrooms were painted and floors were stained in Delta Mills Park.
6. Upgraded restrooms in Sharp Park.
7. 1/3 mile pathway was installed from Elmwood to Maycroft Roads.
 - Installed two new benches.
 - Improved landscape at the Canal Road entrance.

2014 GOALS:

1. Provide Twp. Board with annual plan of implementation of the Non-Motorized Plan by end of first quarter in 2014.
2. Hire a consultant to determine opportunities for park development for Mt. Hope land – 2nd quarter.
3. Continue to explore opportunities for Grand Woods Park with the City of Lansing.
4. Continue to educate and create awareness of new smoke-free policy.
5. Negotiate with Waverly Schools for additional space to add family changing facility to the pool area.
6. Continue discussions with Our Savior Lutheran Church to add programming space.
7. Research and develop plan for connection from Delta Mills to Hunter's Orchard and Delta Mills to Hawk Meadows.
8. Expand trail extensions and waterfront access at Hunter's Orchard.

VI. Infrastructure

PROGRESS MADE:

1. The Fire Department will be seeking the Centers for Public Safety Accreditation.
2. The Fire Department along with the Region is participating in Blue Card training which will set the same standard of training for all department personnel in the region.
3. Lt. Campbell has implemented a new data collection program, which allows for better and more accurate data to enable better decision making.
4. Delta Township participated in a grant application with Tri-County to receive funding for a regional transportation study and implementation plan.
5. Eaton County Road Commission has been invited and attended Transportation Committee meetings.
6. The Radio Meter Reading System was completed in 2013.
7. An ADA Study was completed on the Administration building and Library building.
8. Delta Fire and the Sheriff's Department partnered to provide Hazardous Materials support to the Methamphetamine Enforcement Team throughout the County.

2014 GOALS:

1. Finalize contract renewal with the Eaton County Sheriff's Department – 1st quarter.
2. Finalize contract negotiations with the Fire Department Union.
3. Continue to keep an open-line of communication with the Eaton County Road Commission to discuss multi-modal transportation by meeting on a regular basis.
4. Recoat exterior of the Snow Road elevated tank.
5. Continue to collect better data in the Fire Department and Delta Patrol for more effective use in future decision making.